RECORDS

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METROPOLITAN
DISTRICT
COMMISSION

JULY 11, 1991
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Record of the Three Thousand Five Hundred and Seventy Fifth (3575th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, July 11, 1991 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Elkort, Jones, O'Malley and Whelan.

The Secretary submitted for signature the following papers which were signed by the Commissioner and three Associate Commissioners:

1. Contract-Agreement, dated July 11, 1991, with Daniel F. Coughlin, C.P.A., to Analyze all Contractor's Financial Statements.

2. Contract No. P91-1607-MIA, dated July 11, 1991, with Traffic Markings, Inc., for Installation of Reflectorized Pavement Markings, Various Locations of the Metropolitan District.

3. Contract No. P90-1577-C9A, dated July 11, 1991, with Raccuia Brothers Plumbing Company, for Installing Cross Connections, Backflow Preventors and Sewer Meter, Charles River Dam, Charlestown, Massachusetts.

4. Contract-Agreement, dated July 11, 1991, with GZA Geo Environmental, Inc., for Emergency Action Plan, Quabbin Reservoir, Ware/ Belchertown.

Action was taken upon the following matters relating to the Engineering and Construction Division:

5. Report of Messrs. Faucher and Arinella, July 1, recommending approval of the request of the Contractor for an extension of time from June 23, 1991 to August 23, 1991, on Contract No. P90-1577-C3A, with R. Zoppo Company, Inc., to Remove, Repair, Replace, and Calibrate Console, Engine and Level Gauges, Charles River Dam Pump House.
(At no additional Contract cost to the Commission).
The Commission V O T E D: to approve an extension of time, from June 23, 1991 to August 23, 1991, as recommended by Messrs. Faucher and Arinella, in their report of July 1, 1991, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

6. Report of Messrs. Faucher and Machado, June 26, on bids for Installation of Closure Gates, Guard Rail and Fences at Various Locations in the MDC, Contract No. P87-1466-C2A.
Account No. 2490-0009.
(Messrs. Faucher and Machado recommend acceptance of the lowest bid received, that of New England Chain Link Fence Co., Inc., of $759,995.00).
Noting that fencing will be installed in the median strip from Wellington Circle to Santilli Circle, Medford - Everett, Associate Commissioner O'Malley suggested that Mr. Jackson investigate the possibility of planting shrubbery to make the median strip and fence more attractive.
The Commission V O T E D: to accept the lowest bid received, that of New England Chain Link Fence Co., Inc., of $759,995.00.

7. Report of Messrs. Faucher and Lenhardt, June 26, recommending approval of the following on Contract-Agreement No. P77-0000-DID (CS-77-9-PE), with Parsons, Brinckerhoff, Quade & Douglas, Inc., for Alewife Brook Parkway Bridge Project -
   1. Selection of The Halvorson Co., Inc., for landscape services.
   2. Authorization for Parsons, Brinckerhoff, Quade & Douglas, Inc., to enter into a contract with the Halvorson Co., Inc., for landscape services, at a cost not to exceed $72,320.47.
   3. Transfer of $72,320.47 of construction phase funds from Shop Drawings and Periodic Field Visits to fund the landscape architect sub-consultant contract.

The Commission V O T E D: to approve the selection of The Halvorson Co., Inc., for landscape services.

The Commission further V O T E D: to authorize Parsons, Brinckerhoff, Quade & Douglas, Inc., to enter into a contract with the Halvorson Co., Inc., for landscape services, at a cost not to exceed $72,320.47.
The Commission further V O T E D: to transfer $72,320.47 of construction phase funds from Shop Drawings and Periodic Field Visits to fund the landscape architect sub-consultant contract, as recommended by Messrs. Faucher and Lenhardt in their report of June 26, 1991.

1. Report of Messrs. Faucher and Arinella, June 18, recommending approval of a Revision in Quantities on Item No. 001-010-Diving Services, at a cost of $6,685.00, on Contract No. P89-1567-MIA, with Marine & Industrial Diving, Inc., for Repair & Maintenance to Locks, Dams and Other Underwater Structures, within the Metropolitan District.
(At no additional Contract cost as there are sufficient unused quantities in other items which will offset the revision).
The Commission V O T E D: Approved.

2. Report of Messrs. Faucher and Jackson, July 1, recommending the following on Contract No. P89-1561-C3A, with Popico Inc., d/b/a Holden Farms Nursery, for Planting Cherry Trees, Charles River Reservation, Boston -
(a) That work be accepted as completed as of May 2, 1991.
(b) That Estimate No. 2 (Final), in the amount of $3,211.00, be approved for payment.
(c) That reserve, in the amount of $594.00, be approved for payment.
(Basis of Award - $8,500.00)
(Total to Date - $11,880.00)
(Contract Administration - 3.50)
(EEO Compliance - N/A)
The Commission V O T E D: that the work of Popico Inc., d/b/a/ Holden Farms Nursery, Contractor under Contract No. P89-1561-C3A, for Planting Cherry Trees, Charles River Reservation, Boston, be and hereby is accepted as completed as of May 2, 1991.
The Commission further V O T E D: to approve Estimate No. 2 (Final), in the amount of $3,211.00.
The Commission further V O T E D: to approve release of reserve, in the amount of $594.00, for payment.

3. Report of Messrs. Faucher and Mayhew, June 26, recommending approval of the request A. W. Paine Construction Corp., Contractor on Contract No. P91-1606-CIA, for Roofing and Gutter Repairs, Dorothy Quincy Homestead, Quincy, Massachusetts, to engage the services of Pat Foley Painting Co., Inc., as subcontractor for Section 9, Painting, at a cost of $16,600.00.
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Mayhew in their report of June 26, 1991.

4. Report of Messrs. Faucher and Mayhew, July 3, recommending approval of Alteration No. 1, a Credit to the Commission of $2,400.00, for deletion of strapping, on Contract No. P91-1606-CIA, with A. W. Paine Construction Corp., for Roofing and Gutter Repairs at the Dorothy Quincy Homestead, Quincy, Massachusetts.
The Commission V O T E D: Approved.

5. Report of Messrs. Faucher and Carrigan, July 3, recommending approval of the request of D & R General Contracting, Inc., Contractor on Contract No. P84-1315-C7A, Resurfacing Sections of Metropolitan District Commission Parkways - Various Locations, to engage the services of the following sub-contractors:

Hopkins and Son Construction Co.	-	$149.792.00
Item No. 007-010 - Bituminous Concrete Paving		
Bardon Trimount Bituminous Products	-	$301,050.00
Item No. 002-010 - Cold Planing		
Expert Lines	-	$ 66,325.00
Item No. 016-010 - Pavement Markings		
Item No. 017-010 - Pavement Markings		
Item No. 018-010 - Pavement Markings		
Item No. 019-010 - Pavement Markings		
Item No. 024-010 - Pavement Markings		

Bell Traffic Signal Maintenance Co., Inc. - $ 3,300.00
Item No. 020-010 - Traffic Signal Detector Loops
for a total of - $520,467.00
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Carrigan in their report of July 3, 1991.

Action was taken upon the following matter relating to the Watershed Management Division:

1. Report of Messrs. McGinn and O'Connor, July 1, submitting for review and approval Final Quabbin Reservation White-Tailed Deer Impact Management Plan.
Mr. O'Connor reviewed the deer browsing problem at Quabbin Reservation and spoke of the Management Plan for the controlled hunt on the west side of the Reservoir and a supervised group hunt for the Prescott Peninsula.
He then noted that the Watershed Management Division involved technical experts from outside the Commission, various interest groups and members of the general public in the Quabbin deer impact management process over the past three years. In addition, he stated, nine public meetings were held at which time input regarding the hunt was solicited from the technical experts, special interest groups and the public in general and, where appropriate, comments were incorporated into the Management Plan.
Mr. O'Connor then explained that plans call for the controlled hunt to be limited to 300 participants who will be chosen through a lottery system after a thorough background check with cost of the program being financed by permit applicants. Applicants who have violated any Fish and Game laws will be rejected from the lottery automatically, he explained.
On questioning by Associate Commissioner Whelan, Mr. O'Connor stated that all hunters will be required to sign a waiver of liability holding the Commonwealth of Massachusetts and the Metropolitan District Commission harmless and indemnified against claims and demands for damages arising out of the exercise of the hunting permit. Associate Commissioner Whelan then requested that the waiver and hunting permit be reviewed and approved by Legal Counsel.
Associate Commissioner Jones requested that Mr. O'Connor confer with the Range Officer at Fort Devens and seek advice concerning various aspects of the hunt.
Mr. O'Connor then noted that the Deer Club of Massachusetts has signified its endorsement of the hunt. He then noted that he has worked closely with the Metropolitan Police Department concerning policing, safety and security aspects of the hunt.
The Commission V O T E D: to approve the Final Quabbin Reservation White-Tailed Deer Impact Management Plan.

Action was taken upon the following Various Matter:

2. Report of Mrs. O'Brien and Mr. Wright, July 11, submitting for approval and execution a MOU between the MDC, the DPW, EOEA and EOTC, implementing the funding of mitigation measures in the New Charles River Basin - to be funded by the DPW as part of the Central Artery Project. The MOU will provide for significant park and historic structure improvement from Longfellow Bridge to the New Charles River Dam, with an estimated value between $60 and $75 million dollars.
Commissioner Bhatti explained that the MDC has worked closely with the Massachusetts Department of Public Works and resolved all pertinent issues regarding mitigation measures in the New Charles River Basin area. He stated that he has reviewed the Memorandum of Agreement and is pleased with its terms and conditions.
Mr. Wright noted that the final language of the Memorandum of Agreement meets the needs of, and is in the best interest of, the MDC.
Following a lengthy discussion, concerning all aspects of the Memorandum of Agreement, Commissioner Bhatti commended staff for their efforts which, he stated will lead to significant parks and historic structure improvements from Longfellow Bridge to the New Charles River Dam. He then recommended that the Commission vote

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to approve and execute the Memorandum of Agreement.
Associate Commissioner Jones, noting the tremendous scope of the Mitigation Project, requested that staff update the Commission on the status of the project as frequently as possible.
Associate Commissioner Elkort asked if the Massachusetts Department of Public Works could back out of its commitment at a later date. Mrs. O'Brien responded that all improvements covered in the Memorandum of Agreement must be performed by the Massachusetts Department of Public Works, unless both parties agree to any modification.
Associate Commissioner Whelan noted that the Memorandum of Agreement provides the Commission with an opportunity for many improvements to its property which, because of lack of funding, might never be undertaken.
The Commission V O T E D: Approved.
The Secretary then submitted for signature MOU, dated July 11, 1991, between the MDC, the DPW, EOEA and EOTC, which was signed by the Commissioner and three Associate Commissioners.

The following matter was placed on the agenda for the information of the Commission:

1. The following schedules were approved for payment by the Commissioner during the period from June 17, 1991 to June 24, 1991.

Expenditures $653,694.47

Adjourned at 1:30 p.m. to meet on Thursday, July 18, 1991 at 10:00 a.m.

William F. Cushel
Secretary

Record of the Three Thousand Five Hundred and Seventy Sixth (3576th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, July 18, 1991 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Elkort, Jones, O'Malley and Whelan.

The Records of the Commission Meetings held on June 13, 1991 and June 27, 1991 were read and approved:

The Secretary submitted for signature the following papers which were signed by the Commissioner and four Associate Commissioners:

1. First Amendment, dated July 18, 1991, to Contract-Agreement with I.E.P. Inc., for Expert Litigation Support and Consultation for the Department of the Attorney General.

2. Contract No. P91-1612-M1A, dated July 18, 1991, with Balfour Engineering Co., Inc., for Servicing, Maintaining and Repairs to Hydraulic Power Systems, MDC Flood Control Navigational Division.

3. Contract-Agreement, dated July 18, 1991, with Anderson Nichols & Company, for Facilities Inventory and Assessment - Walter D. Stone Zoo.

4. Contract-Agreement, dated July 18, 1991, with Joslin, Lesser and Associates, for Facilities Inventory and Assessment - Franklin Park Zoo.

The Secretary also submitted for signature the following paper which was signed by the Commissioner and three Associate Commissioners:

5. Contract No. P91-1611-C1A, dated July 18, 1991, with Converse Construction Co., Inc., for Girder Repair, Craigie Drawbridge, Boston.

Action was taken upon the following matters relating to the Engineering and Construction Division:

6. Report of Messrs. Faucher and Arinella, July 9, recommending approval of a revision in quantities on Item No. 001-010 - Repair or Replace Culvert Gates, (an increase from 480 hours to 580 hours) at a cost of $14,000.00, on Contract No. P90-1577-C5A, with R. Zoppo Company, Inc., for Repair or Replacement of Culvert Gates, Charles River Dam.
(At no additional Contract cost as there are sufficient unused quantities in other items to offset the revision).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Arinella in their report of July 9, 1991.

7. Report of Messrs. Faucher and Kirwin, July 10, recommending approval of a revision in quantities on the following items -

Item No. 016-010 General Purpose Wire (X.H.H.W. #14)	-	$ 900.00
Item No. 018-010 Traffic Signal Loop Detector	-	$4,000.00
Item No. 019-010 Traffic Control Services	-	$5,000.00
at a total cost of	-	$9,900.00

on Contract No. P90-1569-M1A, with Tri-State Signals, Inc., for Servicing Traffic Signal and Control Systems, Charles River Basin Districts.
(at no additional Contract cost as there are sufficient unused quantities in other items to offset the revisions).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Kirwin in their report of July 10, 1991.

8. Report of Messrs. Faucher and Lespasio, July 10, recommending approval of an Amendment to Contract-Agreement No. P82-1128-D1C, with Vollmer Associates, for Rehabilitation of Mystic Valley Parkway, Winchester, which increases the upset limit from $591,589.00 to $715,330.96, due to requested design changes and

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delays caused by budgetary constraints.
Account No. 2490-0010.
On questioning by Associate Commissioner Elkort, Mr. Lespasio explained that as a result of budgetary constraints, work on the Contract-Agreement was halted for two years. While the project was on hold, he stated, requests for additional work were made by staff and officials of the Town of Winchester. The additional tasks, he noted, included work on drainage, pedestrian signals, parking lots, emergency bridge inspection and evaluation, bridge railing and re-activation of the project. The additional work will result in further costs and salary adjustments for the Consultant's employees, Mr. Lespasio noted.
Associate Commissioner Jones, noting the amount of work which was added to the Contract, emphasized the need to limit increases in the scope of work once a project is underway.
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Lespasio in their report of July 10, 1991.

Action was taken upon the following matters relating to the Watershed Management Division:

1. Report of Messrs. McGinn and O'Connor, July 2, on proposals for the purchase of forest products located on the Quabbin, Ware River and Wachusett Watersheds.
The Commission V O T E D: to accept the highest qualified bid, that of Hubbard Lumber, of $8,521.60; to purchase approximately 255,804 board feet of sawlogs and 500 cords of pulp on Timber Sale No. 600 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Forward Enterprise, of $6,700.00; to purchase approximately 133,764 board feet of sawlogs and 886 tons of pulp on Timber Sale No. 601 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Forward Enterprise, of $11,275.00; to purchase approximately 205,903 board feet of sawlogs and 832 tons of pulp on Timber Sale No. 602 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the only qualified bid, that of Sawyer's Trucking & Trucking, of $2,244.62; to purchase approximately 9,385 board feet of sawlogs and 201 cords of firewood on Timber Sale No. 183A - Ware River Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Forward Enterprise, of $6,600.00; to purchase approximately 118,130 board feet of sawlogs and 267 tons of pulp on Timber Sale No. 184 - Ware River Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Curtis Lumber, of $1,309.00; to purchase approximately 18,995 board feet of sawlogs and 49 tons of pulp on Timber Sale No. 185 - Ware River Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Forward Enterprise, of $3,325.00; to purchase approximately 94,785 board feet of sawlogs and 423 tons of pulp on Timber Sale No. 186 - Ware River Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Red Logging, of $2,894.88; to purchase approximately 54,916 board feet of sawlogs and 264 tons of pulp on Timber Sale No. 187 - Ware River Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Burleigh Stanton, of $1,223.00; to purchase approximately 61 cords of firewood on Timber Sale No. 91 - Wachusett Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Bosse Logging, of $3,550; to purchase approximately 28,800 board feet of sawlogs and 67 cords of firewood on Timber Sale No. 92 - Wachusett Reservoir Watershed.

2. Report of Messrs. McGinn and O'Connor, June 24, on proposals for the purchase of forest products located on the Quabbin Reservoir Watershed.
The Commission V O T E D: to accept the highest qualified bid, that of Theodore H. Curtis, of $9,689.00; to purchase approximately 163,886 board feet of sawlogs and 633 tons of pulp on Sale No. 1 - Quabbin Reservoir Watershed.

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1. Report of Messrs. McGinn and O'Connor, July 15, recommending approval of a non-refundable Permit Application Fee of $5.00 for a controlled deer hunt at Quabbin Reservation.
The Commission V O T E D: Approved.

Action was taken upon the following matters relating to the Central Services Division:

2. Report of Messrs. Kerins and Glavin, July 11, on bids for Repair Service to Various Components of the Hydraulic Systems in Place on Dump Trucks and Heavy Equipment, Contract No. CS92-02-M1A.
Account No. 2440-0010-LL. (Maximum obligation $20,000.00).
(Messrs. Kerins and Glavin recommend that the service rate bid for labor of Rockland Truck Center of $12.00 per hour and 20% parts discount be rejected, as the firm does not appear to be qualified to perform required services.
Messrs. Kerins and Glavin further recommend award of the service to Tech Hydraulics, Inc., at a labor rate of $18.00 per hour and a 35% parts discount).
The Commission V O T E D: to reject the service rate bid for labor of Rockland Truck Center of $12.00 per hour and 20% parts discount.
The Commission further V O T E D: to award the service to Tech Hydraulics, Inc., at a labor rate of $18.00 per hour and a 35% parts discount, as recommended by Messrs Kerins and Glavin in their report of July 11, 1991.

3. Report of Messrs. Kerins and Glavin, July 12, on bids for Chassis Repair Services to Various Trucks and Equipment, Contract No. CS92-01-M1A.
Account No. 2440-0010-LL. (Maximum obligation $10,000.00).
(Messrs. Kerins and Glavin recommend that the service rate bid for labor of Truck Center of Rockland of $14.00 per hour and 20% parts discount be rejected, as the location of the firms facility makes accessing difficult and further, the firm does not appear fully qualified to perform the work.
Messrs. Kerins and Glavin further recommend award of the service to Duff Spring, at a labor rate of $22.50 per hour and a 35% parts discount).
The Commission V O T E D: to reject the service rate bid for labor of Truck Center of Rockland of $14.00 per hour and 20% parts discount.
The Commission further V O T E D: to award the service to Duff Spring, at a labor rate of $22.50 per hour and a 35% parts discount, as recommended by Messrs. Kerins and Glavin in their report of July 12, 1991.

Action was taken upon the following Various Matters:

4. Report of Mr. Jewett, July 16, on behalf of the Consultant Selection Committee, requesting selection of Chan Krieger and Associates, Inc., for Preliminary Design and Engineering Study of Walkway Across Old Charles River Dam, Boston, Contract-Agreement No. PL92-0002-S1A. Fee will be a not to exceed amount of $24,000.00 and will be paid on a cost plus fixed fee basis. Time for Performance will be four months from Notice to Proceed.
Account No. 2440-8798.
The Commission V O T E D: Held Over for further review and recommendation by the Commissioner.

5. Report of Mr. Jewett, July 15, on behalf of the Consultant Section Committee, requesting selection of Howe Surveying Associates, Inc., for Mapping and Survey Services for Alewife Brook Parkway and Alewife Reservation, Contract-Agreement No. PL92-0001-S1A. Fee will be a not to exceed amount of $38,269.00 and will be paid on a cost plus fixed fee basis. Time for Performance will be three months from Notice to Proceed.
Account No. 2410-7882.
The Commission V O T E D: Approved.

6. Report of Mr. Wright, July 16, submitting for approval and signature Agreement, between the Metropolitan District Commission and the Town of Weston, for Joint Police Protection of Certain

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Areas Within the Town of Weston, effective the date of issue for a period of three years.
The Commission V O T E D: Approved.
The Secretary then submitted for signature Agreement, dated July 18, 1991, between the Metropolitan District Commission and the Town of Weston, which was signed by the Commissioner and four Associate Commissioners.

The following matter was placed on the agenda for the information of the Commission:

1. The following schedules were approved for payment by the Commissioner during the period from June 24, 1991 to July 1, 1991.

Expenditures $1,560,777.35

Adjourned at 1:15 p.m. to meet on Thursday, August 8, 1991 at 10:00 a.m.

William F. Cusack
Secretary

Record of the Three Thousand Five Hundred and Seventy Seventh (3577th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, August 8, 1991 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Elkort, Jones, O'Malley and Whelan.

The Records of the Commission Meetings held on June 20, 1991 and July 11, 1991 were read and approved:

The Secretary submitted for signature the following papers which were signed by the Commissioner and four Associate Commissioners:

1. Contract No. P87-1466-C2A, dated August 8, 1991, with New England Chain Link Fence Co., Inc., for Installation of Closure Gates, Guard Rail and Fences - Various Locations.

2. Contract No. P91-1613-M1A, dated August 8, 1991, with Underwater Construction Company, for Servicing, Maintaining and Repairing Various MDC Flood Control Underwater Structures.

3. Contract Agreement, dated August 8, 1991, with Merrimack Engineering Services, Inc., for Charles River Restoration - Land Surveying Services.

The Secretary then submitted for signature the following papers which were signed by the Commissioner and three Associate Commissioners:

4. Second Amendment, dated August 8, 1991, to Contract Agreement No. P82-1054-D1C, with Edwards & Kelcey, Inc., for Upgrading and Rehabilitation of M.D.C. Charles Circle Bridges #57A and #57B.

5. Contract Agreements, dated August 8, 1991, with Reliable Rubbish Disposal, Inc., for Rubbish Dumpster Supply, Service and Waste Disposal at the Harbor, Neponset, Charles and Mystic Districts of the MDC, for Fiscal Year 1992.

6. Contract Agreement, dated August 8, 1991, with New Tech Pest Control, Inc., for Pest Control Services at Various MDC Facilities for Fiscal Year 1992.

7. Third Amendment, dated August 8, 1991, to Contract Agreement No. P84-1276-D2C, with Hoyle, Tanner & Associates, Inc., for Professional Engineering Services for Repairs to Bridges, Parkways and Other Facilities of the Metropolitan District Commission.

8. Second Amendment, dated August 8, 1991, to Contract Agreement with John F. Shea, for Professional Services for the Department of the Attorney General with regards to the Brimmer Chambers Condominium Trust, et al vs. the Metropolitan District Commission, Civil Action.

9. First Amendment, dated August 8, 1991, to Contract Agreement No. P82-0A04-D1A, with Metcalf & Eddy, Inc., for Emergency Rehabilitation Design Services, Mother Brook Dam, Dedham.

10. Third Amendment, dated August 8, 1991, to Contract-Agreement No. P82-1079-D1C, with McGinley, Hart and Associates, for Repair of Seawall and Restoration of Pavilions and Bandstand, Revere Beach Reservation.

Action was taken upon the following matters relating to the Engineering and Construction Division:

11. Report of Messrs. Faucher and Anders on petition of Boston Gas Company for a Grant of Location to place approximately 1,960 feet of twenty-four inch gas main and related facilities to be used for the distribution of gas, in the Riverway, in the City of Boston, Massachusetts, at a one-time fee of $2,940.00.
ORDERED that, on petition of Boston Gas Company, dated July 19, 1991, for location, shown on Plan of Boston Gas Company dated

March 9, 1990, entitled "Proposed Location of 24" Gas Main in Riverway" to place in the City of Boston; namely, the Riverway to Brookline Avenue, as follows: a distance of approximately 1,960 feet for the installation and operation of a twenty-four inch gas main and related facilities, to be used for the distribution of gas, said location having been found by order of the Department of Public Utilities to be required by public convenience and necessity, said plan and petition being on file in the office of the Commission, a public hearing on said petition having been given by this Commission on Thursday, August 8, 1991 at 10:00 A.M., in the Marilyn Morrison Commission Meeting Room of the Commission in Boston, of which hearing due notice was given to all persons interested of the time and place by publishing a copy of said petition and the order of notice issued thereon by this Commission in newspapers published in which the location petitioned for would lie, the first publication having been made at least fourteen days prior to the date of said hearing, and it appearing, in the opinion, of this Commission, that public convenience and necessity so require, said Boston Gas Company is hereby granted a location for said twenty-four inch gas main measuring approximately 1,960 feet, and related facilities, in the Riverway, in the City of Boston, to the extent and upon the terms, conditions, and obligations hereinafter specified, the same being such as the public necessity and a due regard for the rights of the Commonwealth require, namely:-

1. Boston Gas Company shall conform to all provisions of law applicable to the exercise of their rights and performance of the work under this grant and to the rules and regulations of the Metropolitan District Commission.
2. Boston Gas Company shall do the work of installing said twenty-four inch gas main and related facilities therein, the location hereby granted subject to the approval of the Director of Permits for the Commission, as to time, manner, and location, and in all other respects.
3. Boston Gas Company shall indemnify and save harmless the Commonwealth of Massachusetts and the Metropolitan District Commission from any damage it or they may sustain or be required to pay arising out of the exercise by said Company or any of its employees in connection with the work done hereunder.
4. Boston Gas Company shall protect and maintain all trees, drainage, or water pipes, and all appurtenances or structures either above or below the surface of the ground over which this location lies, during and upon completion of the work shall restore the surface of the ground to a condition satisfactory to said Director of Permits, for the Commission.
5. Boston Gas Company shall take all possible measures during construction to reduce the impact on the area.
6. Boston Gas Company shall place and maintain proper barriers at all times and from the beginning of twilight through the whole of every night sufficient lights to protect the public from injury or damage during the progress of the work under this grant or during repairs upon said twenty-four inch gas main and related facilities therein, may hereafter become necessary.
7. Boston Gas Company to pay a one-time fee of $2,940.00 for the 1,960 feet of underground installation of steel gas main, to be used for the distribution of gas and to be owned by the petitioner, in the Riverway in the City of Boston, Massachusetts, and the landscape mitigation along the proposed route.
8. No work shall be done under this grant without first obtaining a permit therefor from said Director of Permits, and subject to conditions imposed by him.

1. Report of Messrs. Faucher and Brooks, June 28, recommending the following on Contract No. P89-1565-M1A, with Apple Corps, Inc., for Annual Maintenance of Carpeting at the MDC Headquarters Building -

(a) That work be accepted as completed as of May 25, 1991.
(b) That Estimate No. 4 (Final), in the amount of $2,700.71, be approved for payment.

(c) That reserve, in the amount of $147.27, be approved for payment.
(Basis of Award - $14,556.56)
(Total to Date - $ 8,401.51)
(Contract Administration Rating - 3.30)
(EEO Compliance - N/A)

The Commission V O T E D: that the work of Apple Corp, Inc., Contractor under Contract No. P89-1565-M1A, for Annual Maintenance of Carpeting at the MDC Headquarters Building, be and hereby is accepted as completed as of May 25, 1991.
The Commission further V O T E D: to approve Estimate No. 4 (Final), in the amount of $2,700.71, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $147.27, for payment.

1. Report of Messrs. Faucher and Abounaja, July 2, recommending approval of a revision in quantities on the following items on Contract No. P89-1556-C1A, with John Mahoney Construction Co./Whittier Equipment Corp., for Old Harbor Park, Dorchester Shores Reservation -

Item No. 004-040 - $ 268.50
12" Reinforced Concrete Pipe.
Item No. 024-050 - $19,500.00
Concrete for viewing terrace, retaining wall and caisson fill.
Item No. 024-070 - $ 9,450.00
Concrete viewing steps and bases.
Item No. 024-040 - $49,500.00
Concrete viewing terrace deck, caisson shells and pile jackets.
Item No. 017-030 - $ 2,400.00
Metal handrails at viewing terrace ramp.
Total Increase - $81,118.50

(At no additional Contract cost as there are sufficient unused quantities in other items which will offset the increases).
Commissioner Whelan asked that the Division investigate the reasons for the revision in quantities and if it is found that the MDC's Consultant was responsible for design errors that appropriate steps be taken to recover the increased cost of the Contract through the Consultant's "errors and omissions" insurance.
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Abounaja in their report of July 2, 1991.

2. Report of Messrs. Faucher and Abounaja, July 19, recommending approval of Extra Work Order No. 6, in the amount of $1,957.63, for furnishing and installing an overflow drain line from the holding tanks of the spray pool, on Contract No. P88-1542-C1A, with Brightway Corporation, for Improvements to Johnson Playground. Account No. 2440-8887.
The Commission V O T E D: to approve Extra Work Order No. 6, in the amount of $1,957.63.

3. Report of Messrs. Faucher and DiPietro, July 25, recommending the following on Contract No. P87-1449-M2A, with Aquatech of Massachusetts, Inc., for MDC Recreational Water Quality Testing.
(a) That work be accepted as completed as of June 30, 1991.
(b) That Final Invoice, in the amount of $5,419.90, be approved for payment.
(c) That reserve, in the amount of $2,970.00, be approved for payment.
(Basis of Award for two fiscal years - $80,000.00)
(Total to Date - $68,724.90)
(Consultant Rating - 9.00 on a scale of 1.00 to 10.00)

The Commission V O T E D: that the work of Aquatech of Massachusetts, Inc., Consultant under Contract No. P87-1449-M2A, for MDC Recreational Water Quality Testing, be and hereby is accepted as completed as of June 30, 1991.
The Commission further V O T E D: to approve Final Invoice, in the amount of $5,419.90, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $2,970.00, for payment.

1. Report of Messrs. Faucher and Arinella, July 11, recommending the following on Contract No. P89-1568-M1A, with Balfour Engineering Co., Inc., for Servicing, Repairing and Maintaining Hydraulic Systems, Various Areas of Flood Control Management -
(a) That work be accepted as completed as of June 30, 1991.
(b) That Estimate No. 8 (Final), in the amount of $839.80, be approved for payment.
(c) That reserve, in the amount of $2,174.00, be approved for payment.
(Basis of Award - $111,500.00)
(Total to Date - $ 96,569.11)
(Contract Administration Rating - 3.40)
(EEO Compliance - 4.80)
The Commission V O T E D: that the work of Balfour Engineering Co., Inc., Contractor under Contract No. P89-1568-M1A, for Servicing, Repairing and Maintaining Hydraulic Systems, Various Areas of Flood Control Management, be and hereby is accepted as complete as of June 30, 1991.
The Commission further V O T E D: to approve Estimate No. 8 (Final), in the amount of $839.80, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $2,174.00, for payment.

2. Report of Messrs. Faucher and Arinella, May 31, recommending the following on Contract No. P90-1574-C2A, with SM Construction Corporation, for Precision Leak Detection Testing, Charles River Locks, Dam and Harbor Patrol, Charlestown, Massachusetts -
(a) That work be accepted as completed as of May 3, 1991.
(b) That Estimate No. 1 (Final), in the amount of $1,615.00, be approved for payment.
(c) That reserve, in the amount of $85.00, be approved for payment.
(Basis of Award - $1,700.00)
(Total to Date - $1,700.00)
(Contract Administration Rating - 3.60)
(EEO Compliance - N/A)
The Commission V O T E D: that the work of SM Construction Corporation, Contractor under Contract No. P90-1574-C2A, for Precision Leak Detection Testing, Charles River Locks, Dam and Harbor Patrol, Charlestown, Massachusetts, be and hereby is accepted as completed as of May 3, 1991. The Commission further V O T E D: to approve Estimate No. 1 (Final), in the amount of $1,615.00, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $85.00, for payment.

3. Report of Messrs. Faucher and Arinella, July 23, recommending approval of Alteration No. 1, in the amount of a $2,414.00 Credit to the Commission for use of MDC Crane, on Contract No. P90-1577-C5A, with R. Zoppo Co., Inc., for Repair or Replacement of Culvert Gates at the Charles River Locks and Dam.
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Arinella in their report of July 23, 1991.

4. Report of Messrs. Faucher and Mayhew, July 26, recommending approval of a revision in quantities on the following items on Contract No. P91-1594-C1A, with E. Minelli Co., Inc., for Slope Protection Repairs, Pleasure Bay Causeway and Castle Island Park, South Boston -

Item No. 001-010	$ 9,270.00
Unclassified Excavation	
Item No. 005-010	$ 322.06
Filter Fabric	
Item No. 007-010	$ 6,570.20
Underlayer Stone, Type A	
Item No. 010-010	$12,829.60
Remove and Dispose of Existing Riprap Stone	
Item No. 016-010	$ 448.80
Bituminous Concrete Surface Course, Type I-1	
Item No. 019-010	$ 1,250.00
Pumped Concrete Fill	
Total Increase	$30,690.66

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Funding is available in Account No. 2448-0000.
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Mayhew in their report of July 26, 1991.

1. Report of Messrs. Faucher and Abounaja, July 24, on request of John Mahoney Construction Co., Contractor under Contract No. P89-1556-C1A, Old Harbor Park, for approval of Franny's Landscape Company, Inc. and VW Landscape Company, as sub-contractors for the following items -

Franny's Landscape Company, Inc.

Item No. 021-010	- Inkberry	$ 198.00
Item No. 021-020	- Wild White Rose	$ 2,940.00
Item No. 021-030	- Sycamore Maple	$ 20,060.00
Item No. 021-040	- Autumn Purple	$ 8,470.00
Item No. 021-050	- Newport	$ 1,002.00
Item No. 021-060	- Shademaster Honey Locust	$ 52,080.00
Item No. 021-070	- Androscoggin Poplar	$ 5,490.00
Item No. 021-080	- Chinese Elm	$ 18,560.00
Item No. 021-090	- Sargent Crabapple	$ 750.00
Item No. 021-100	- Japanese Black Pine	$ 7,950.00
	Total -	**$117,500.00**

VW Landscape Company

Item No. 020-010	- Lawn Seeding	$ 15,366.70
Item No. 020-020	- Erosion Control Seeding	$ 3,024.00
	Total -	**$ 18,390.70**

The Commission V O T E D: Approved.

2. Report of Messrs. Faucher and Abounaja, July 19, recommending approval of the request of the Contractor for an extension of time from July 15, 1991 to August 30, 1991, on Contract No. P88-1542-C1A, with Brightway Corp., for Improvements to Johnson Playground, to complete pending additional work.
(At no additional cost to the Commission).
The Commission V O T E D: to approve an extension of time from July 15, 1991 to August 30, 1991, as recommended by Messrs. Faucher and Abounaja in their report of July 19, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

3. Report of Messrs. Faucher and Chan, July 26, submitting for approval Work Schedule, Project Summary and Project Justification and requesting permission to advertise Project No. P91-1618-C1A, Emergency Repairs to Heating Systems at Georges Island and Beaver Brook. Estimated Cost $35,000.00. Funding is available in Account Nos. 2440-8889 and 2440-7879.
(This project must also receive approval of the Executive Office of Environmental Affairs).
The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to advertise once approval is received from the Executive Office of Environmental Affairs.

4. Report of Messrs. Faucher and Chan, July 29, submitting for approval Work Schedule, Project Summary and Project Justification and requesting permission to advertise Project No. P92-1627-C1A, Critical Repairs to Heating Systems at Medford and Dorchester Rinks. Estimated Cost - $50,000.00. Funding is available in Account No. 2440-7893.
(This project must also receive approval of the Executive Office of Environmental Affairs).
The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to advertise once approval is received from the Executive Office of Environmental Affairs.

5. Report of Messrs. Faucher and Brooks, July 23, recommending the following on Contract No. P88-1549-C1A, with Mass. Site Developers, Inc., for Construction of River Street Park, Wellesley -
(a) That work be accepted as completed as of June 14, 1991.
(b) That Estimate No. 5 (Final), in the amount of $2,758.59, be approved for payment.

(c) That reserve, in the amount of $4,082.48, be approved for payment.
(Basis of Award - $84,170.00)
(Total to Date - $81,649.61)
(Contract Administration Rating - 3.40)
(EEO Compliance - 4.60)

The Commission V O T E D: that the work of Mass. Site Developers, Inc., Contractor under Contract No. P88-1549-C1A, for Construction of River Street Park, Wellesley, be and hereby is accepted as completed as of June 14, 1991.
The Commission further V O T E D: to approve Estimate No. 5 (Final), in the amount of $2,758.59, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $4,082.48, for payment.

1. Report of Messrs. Faucher and DeLuca, July 25, recommending approval of a revision in quantities on the following items on Contract No. P90-1582-M1A, with Puraqua Pool Service, Inc., for Servicing Filtration and Sterilization Systems for Swimming Pools -

Item No. 007-020	**$1,852.25**
Emergency Repairs to Recirculation Pumps and Motors	
Item No. 009-010	**$6,125.65**
Parts and Materials	
Total Increase	**$7,977.90**

(At no additional Contract cost as there are sufficient unused quantities in other items which will offset the revisions).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and DeLuca in their report of July 25, 1991.

2. Report of Messrs. Faucher and DeLuca, July 30, recommending the following on Contract No. P90-1582-M1A, with Puraqua Pool Service, Inc., for Servicing Filtration and Sterilization Systems for MDC Swimming Pools -
(a) That work be accepted as completed as of April 30, 1991.
(b) That Estimate No. 3 (Final), in the amount of $38,690.55, be approved for payment.
(c) That reserve, in the amount of $6,388.28, be approved for payment.
(Basis of Award - $331,530.00)
(Total to Date - $277,761.15)
(Contract Administration Rating - 4.00)
(EEO Compliance - 3.75)

The Commission V O T E D: that the work of Puraqua Pool Service, Inc., Contractor under Contract No. P90-1582-M1A, for Servicing Filtration and Sterilization Systems for MDC Swimming Pools, be and hereby is accepted as completed as of April 30, 1991.
The Commission further V O T E D: to approve Estimate No. 3 (Final), in the amount of $38,690.55, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $6,388.28, for payment.

3. Report of Messrs. Faucher and Lenhardt, July 23, on bids for Joint Repair to Revere Beach Parkway Over M.B.T.A., Medford, Massachusetts, Contract No. P91-1615-C1A. Account No. 2490-0010. (Messrs. Faucher and Lenhardt recommend acceptance of the low bid, that of R. Zoppo Co., Inc., of $111,400.00).
The Commission V O T E D: to accept the lowest bid received, that of R. Zoppo Co., Inc., of $111,400.00.

4. Report of Mr. Faucher and Ms. Peterson, July 30, recommending the following on Contract Agreement No. P82-1139-S2A, with Barnes and Jarnis, Inc., for Engineering Services to Determine Live Load Carrying Capacity or Rating and Recommendations for Improvements of Bridges Under Commission Jurisdiction -
(a) That work be accepted as completed as of July 1, 1990.
(b) That Invoice No. 22 (Final), in the amount of $3,315.86, be approved for payment.
(c) That retainage, in the amount of $8,859.64, be approved for payment.
(Consultant Rating - 7.00 with 10.00 being highest rating)
The Commission V O T E D: that the work of Barnes and Jarnis, Inc., Consultant under Contract Agreement No. P82-1139-S2A, for Engineering Services to Determine Live Load Carrying Capacity or

Rating and Recommendations for Improvements of Bridges Under Commission Jurisdiction, be and hereby is accepted as completed as of July 1, 1990.
The Commission further V O T E D: to approve Estimate No. 22 (Final), in the amount of $3,315.86, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $8,859.64, for payment.

1. Report of Messrs. Faucher and DeLuca, July 31, recommending approval of the request of the Contractor for an extension of time from July 15, 1991 to October 31, 1991, on Contract No. P90-1576-C1A, with Allied Weatherproofing Co., Inc., for Critical Repairs to Swimming Pools, in order to complete necessary extra work at the Artesani and Moynahan Playground wading pools. (At no additional cost to the Commission).
The Commission V O T E D: to approve an extension of time from July 15, 1991 to October 31, 1991, as recommended by Messrs. Faucher and DeLuca in their report of July 31, 1991, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

2. Report of Messrs. Faucher and DeLuca, July 31, recommending approval of the request of the Contractor for an extension of time from July 15, 1991 to October 31, 1991, on Contract No. P90-1576-C1A, with Allied Weatherproofing Co., Inc., for Critical Repairs to Swimming Pools, in order to complete necessary extra work at the Artesani and Moynahan Playground wading pools. (At no additional cost to the Commission).
The Commission V O T E D: to approve an extension of time from July 15, 1991 to October 31, 1991, as recommended by Messrs. Faucher and DeLuca in their report of July 31, 1991, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

3. Report of Messrs. Faucher and Arinella, July 24, recommending the following on Contract No. P89-1567-M1A, with Marine & Industrial Diving, Inc., for Maintenance of Dams, Locks and Other Underwater Structures in Various Areas of Flood Control Management -
(a) That work be accepted as completed as of June 30, 1991.
(b) That Estimate No. 8 (Final), in the amount of $3,629.00, be approved for payment.
(c) That reserve, in the amount of $2,012.85, be approved for payment.
(Basis of Award - $97,125.00)
(Total to Date - $62,588.90)
(Contract Administration Rating - 4.20)
(EEO Compliance - 2.33)
The Commission V O T E D: that the work of Marine & Industrial Diving, Inc., Contractor under Contract No. P89-1567-M1A, for Maintenance of Dams, Locks and Other Underwater Structures in Various Areas of Flood Control Management, be and hereby is accepted as completed as of June 30, 1991.
The Commission further V O T E D: to approve Estimate No. 8 (Final), in the amount of $3,629.00, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $2,012.85.

4. Report of Messrs. Faucher and Kelley, July 22, recommending the following on Contract No. P91-1606-C1A, with A. W. Paine Construction Corp., for Roofing and Gutter Repairs, Dorothy Quincy Homestead, Quincy, Massachusetts -
(a) That work be accepted as completed as of June 29, 1991.
(b) That Estimate No. 2 (Final), in the amount of $64,035.70, be approved for payment.
(c) That reserve, in the amount of $4,722.75, be approved for payment.
(Basis of Award - $67,975.00)
(Total to Date - $94,455.00)
(Contract Administration Rating - 4.50)
(EEO Compliance - N/A)
The Commission V O T E D: that the work of A. W. Paine,

Contractor under Contract No. P91-1606-C1A, for Roofing and Gutter Repairs, Dorothy Quincy Homestead, Quincy, Massachusetts, be and hereby is accepted as completed as of June 29, 1991.
The Commission further V O T E D: to approve Estimate No. 2 (Final), in the amount of $64,035.70, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $4,722.75, for payment.

1. Report of Messrs. Faucher and Costello, July 18, recommending the following on Contract No. P89-1558-M1A, with FM Emergency Generator, Inc., for Annual Preventative Maintenance and Repair of Prime Power Generators and Emergency Generators, Various Locations -
(a) That work be accepted as completed as of June 30, 1991.
(b) That Estimate No. 7 (Final), in the amount of $22,050.60, be approved for payment.
(c) That reserve, in the amount of $1,914.70, be approved for payment.
(Basis of Award - $125,917.50)
(Total to Date - $ 77,380.36)
(Contract Administration Rating - 4.00)
(EEO Compliance - 4.00)
The Commission V O T E D: that the work of FM Emergency Generator, Inc., Contractor under Contract No. P89-1558-M1A, for Annual Preventative Maintenance and Repair of Prime Power Generators and Emergency Generators, Various Locations, be and hereby is accepted as completed as of June 30, 1991.
The Commission further V O T E D: to approve Estimate No. 7 (Final), in the amount of $22,050.60, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $1,914.70, for payment.

Action was taken upon the following matter relating to the Office of Landscape Architect:

2. Report of Mr. Jackson, July 31, on bids for Reconstruction of Ventura Playground, Neponset River Reservation, Dorchester, Contract No. P88-1541-C1A. Account No. 2440-8888.
(Mr. Jackson recommends acceptance of the lowest bid received, that of Ledgewood Construction Company of $324,080.00).
The Commission V O T E D: to accept the lowest bid received, that of Ledgewood Construction Company of $324,080.00.

Action was taken upon the following matter relating to the Watershed Management Division:

3. Report of Messrs. McGinn and Giella, July 31, recommending approval of the request of the Contractor for an extension of time from July 8, 1991 to August 23, 1991, on Contract No. WM91-100-C1A, with P. R. Johnson, Inc., for Removal and Replacement of Underground Storage Tanks, Watershed Reservoir Areas.
(At no additional cost to the Commission).
The Commission V O T E D: to approve an extension of time from July 8, 1991 to August 23, 1991, as recommended by Messrs. McGinn and Giella in their report of July 31, 1991, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

Action was taken upon the following matter relating to the Central Services Division:

4. Report of Messrs. Kerins and Glavin, July 24, on bids for Garage Door Repairs, Contract No. CS92-03-M1A.
Account No. 2440-0010-NN.
(Messrs. Kerins and Glavin recommend acceptance of the low bid, that of Collins Overhead Door, of $35.00 per hour, plus parts at manufacturer's list price, not to exceed $5,000.00).
The Commission V O T E D: to accept the lowest bid, that of Collins Overhead Door, of $35.00 per hour, plus parts at manufacturer's list price, not to exceed $5,000.00.

Action was taken upon the following matter relating to the Office of Planning:

1. Report of Mr. Corsi, August 1, recommending approval and execution of Permit Extension to the Carousel Under the Clock Corporation for utilization of the land upon which the Carousel is located and portions of the adjacent Underclock Building (Clock Tower Building), Nantasket Beach, Hull - until such time as the provisions of Chapter 721 of the Acts of 1987 are accepted by DCPO in consultation with the MDC, but in no event for a period greater than twelve (12) months.
The Commission V O T E D: Approved.
The Secretary then submitted for signature Permit Extension, dated August 8, 1991, which was signed by the Commissioner and four Associate Commissioners.

Action was taken upon the following Various Matters:

2. Report of Mr. Jewett, July 16, on behalf of the Consultant Selection Committee, requesting selection of Chan Krieger and Associates, Inc., for Preliminary Design and Engineering Study of Walkway Across Old Charles River Dam, Boston, Contract-Agreement No. PL92-0002-S1A. Fee will be a not to exceed amount of $24,000.00 and will be paid on a cost plus fixed fee basis. Time for Performance will be four months from Notice to Proceed. Account No. 2440-8798.
Mrs. O'Brien spoke of the possibility of constructing a tunnel at the rear of the Museum of Science as a possible way of connecting the proposed walkway with the Cambridge side of the Charles River. Associate Commissioner Jones, noting possible public safety problems with this scheme, asked Mrs. O'Brien to confer with and obtain input from the Metropolitan Police concerning the proposed walkway.
The Commission V O T E D: Approved.

3. Report of Mr. Jewett, July 22, on behalf of the Consultant Selection Committee, requesting selection of Applied Geographics, Inc., for Neponset River Estuary/Neponset River Reservation Phase I - Master Plan Area Mapping, Contract-Agreement No. PL92-0003-S1A. Fee will be a lump sum amount of $17,500.00. Estimated Time of Performance will be three months from Notice to Proceed. Account No. 2449-8755.
Mr. DiPietro of the Engineering and Construction Division appeared before the Commission and suggested that the format for this and all future mapping contracts be standardized. By standardizing, he explained, all Divisions within the MDC will have access to a compatible mapping system.
Associate Commissioner Jones suggested that a committee be formed whose purpose would be to establish a standard for all future mapping projects so that the needs of all Divisions are met. Commissioner Bhatti asked that Mr. Baratta coordinate the formation of the Committee whose responsibility will be to insure that the needs of all Divisions are incorporated into all mapping contracts.
The Commission V O T E D: Approved as requested by Mr. Jewett in his report of July 22, 1991.

4. Report of Mr. Jewett, August 2, requesting selection of Coltec Industries, Fairbanks Morse Engine Division, for Inspection of Fairbanks Morse Diesel Engines, Charles River Dam and Amelia Earhart Dam, Contract-Agreement No. P92-1622-S1A. Total Cost $10,168.00. Time for Performance will be one month from start of project. Account No. 2440-7893.
The Commission V O T E D: Approved as requested by Mr. Jewett in his report of August 2, 1991.

5. Report of Mr. Jewett, August 2, requesting approval of a Contract with I.E.P., Inc., to provide Professional Services for Litigation Support for the Department of the Attorney General in its defense of the Commission in a suit brought by the Dedham - Westwood Water District and others concerning the White Lodge Wellfield in the Town of Westwood. Estimated Cost $22.521.00. Estimated Time of Performance will be two to three months. Account No. 2441-9886.
The Commission V O T E D: Approved as requested by Mr. Jewett in his report of August 2, 1991.

Action was taken upon the following matter relating to the Office of Real Property:

1. Report of Mr. Gray, August 2, recommending that the Commission adopt an Order of Taking for acquisition of approximately 115.5 acres of land owned by the Town of Shutesbury, located in said Town, and to approve an award of damages in the amount of $83,800.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $90,000.00.
(Funding available under Section 3 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 115.5 acres of land owned by the Town of Shutesbury.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, August 8, 1991.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Shutesbury in the County of Worcester and Commonwealth of Massachusetts, namely:

Parcel 1.

The Third Tract (60-acre parcel, Map 21, Lot N-64) and the Sixth Tract (35-acre parcel, Map 21, Lot N-63) in a deed of Alfred J. Reed, Collector of Taxes for the Town of Shutesbury, dated November 26, 1932, and recorded with Franklin County Registry of Deeds in Book 780, Page 217. Said Third Tract is described in a deed from Dwight S. Felton to Marcellus D. Stratton, dated December 12, 1891, and recorded with said Deeds in Book 423, Page 416, and said Sixth Tract is described and referred to as the "seventh tract" in a deed from George L. Cobb to Charles H. Cornwell, dated August 25, 1913, and recorded with said Deeds in Book 597, Page 118.

Parcel 2.

The Fifth Tract (10-acre parcel, Map 20, Lot J-7) in a deed of Alfred J. Reed, Collector of Taxes for said Town, dated November 26, 1932, and recorded with said Deeds in Book 780, Page 217, described and referred to as the "sixth tract" in a deed from George L. Cobb to Charles H. Cornwell, dated

August 25, 1913, and recorded with said Deeds in Book 597, Page 118.

Parcel 3.

The First Tract (4 1/2-acre parcel, Map 10, Lot K-6) and the Fourth Tract (6-acre parcel, Map 10, Lot K-7), in a deed of Alfred J. Reed, Collector of Taxes for said Town, dated November 26, 1932, and recorded with said Deeds in Book 780, Page 217. Said First Tract is described and referred to as the first of two tracts in a deed from Marcellus D. Stratton to Ina A. Felton, dated March 28, 1894, and recorded with said Deeds in Book 443, Page 105, and said Fourth Tract is described and referred to as the "fifth tract" in a deed from George L. Cobb to Charles H. Cornwell, dated August 25, 1913, and recorded with said Deeds in Book 597, Page 118.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNER	AWARD
Town of Shutesbury	$83,800.00

The Commission further V O T E D: to approve an award of damages in the amount of $83,800.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $90,000.00.

The following matters were placed on the agenda for the information of the Commission:

1. The following schedules were approved for payment by the Commissioner during the period from July 1, 1991 to July 8, 1991.

   Expenditures $1,335,745.00

2. The following schedules were approved for payment by the Commissioner during the period from July 8, 1991 to July 15, 1991.

   Expenditures $440,314.24

3. The following schedules were approved for payment by the Commissioner during the period from July 15, 1991 to July 22, 1991.

   Expenditures $888,756.69

4. The following schedules were approved for payment by the Commissioner during the period from July 22, 1991 to July 29, 1991.

   Expenditures $1,384,310.75

Adjourned at 1:45 p.m. to meet on Thursday, August 15, 1991 at 10:00 a.m.

William F. Cusick
Secretary

Record of the Three Thousand Five Hundred and Seventy Eighth (3578th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, August 15, 1991 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Elkort, Jones, Settles and Whelan.

The Records of the Commission Meeting held on July 18, 1991 was read and approved:

Action was taken upon the following matters relating to the Engineering and Construction Division:

1. Report of Messrs. Faucher and Mayhew, July 24, recommending approval of the following on Contract No. P87-1456-C1A, with John Mahoney Construction Company, Inc., for Installation of Safety Fencing, Georges Island, Boston Harbor, Massachusetts -
   1. An extension of time, as requested by the Contractor, from March 31, 1991 to July 31, 1991, due to the late delivery of castings and delays in galvanizing railing assemblies caused by unexpected plant shutdowns - (The extension of time will be at no additional cost to the Commission).
   2. Extra Work Order No. 1, in the amount of $12,840.00, to straighten top and bottom rails of the Type I Metal Railing. Account No. 2440-8889.

   On questioning by the Commission, Mr. Mayhew explained that the Extra Work Order resulted from the need to straighten the metal railing which was distorted during the galvanizing process and, as a result would not return to the original shape when cooled. Associate Commissioner Jones asked that Mr. Mayhew submit to the Secretary for Commission files, further documentation outlining in detail the reason for the Extra Work Order.
   The Commission V O T E D: to approve an extension from March 31, 1991 to July 31, 1991, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.
   The Commission further V O T E D: to approve Extra Work Order No. 1, in the amount of $12,840.00, as recommended by Messrs. Faucher and Mayhew.

2. Report of Messrs. Faucher and Arinella, July 31, recommending the following on Contract No. P90-1577-C5A, with R. Zoppo Co., Inc., for Repair or Replace Culvert Gate, Charles River Locks and Dam, Charlestown, Massachusetts -
   (a) That work be accepted as completed as of June 30, 1991.
   (b) That Estimate No. 4 (Final), in the amount of $77,060.79, be approved for payment.
   (c) That reserve, in the amount of $12,142.42, be approved for payment.

   (Basis of Award - $247,200.00)
   (Total to Date - $242,848.40)
   (Contract Administration Rating - 4.00)
   (EEO Compliance - 4.60)

   The Commission V O T E D: that the work of R. Zoppo Co., Inc., Contractor under Contract No. P90-1577-C5A, for Repair or Replace Culvert Gate, Charles River Locks and Dam, Charlestown, Massachusetts, be and hereby is accepted as completed as of June 30, 1991.
   The Commission further V O T E D: to approve Estimate No. 4 (Final), in the amount $77,060.79, for payment.
   The Commission further V O T E D: to approve reserve, in the amount of $12,142.42, for payment.

3. Report of Messrs. Faucher and Terzian, August 7, submitting for approval Work Schedule, Project Summary and Project Justification and requesting permission to advertise Project No. P82-0A04-C2A, Phase II, Emergency Repairs to Mother Brook Dam, Dedham. Estimated Cost $400,000.00. Funding is available in Account No. 2440-8798.
   (This project must also receive approval of the Executive Office of Environmental Affairs).

The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to advertise once approval is received from the Executive Office of Environmental Affairs.
The Commission further V O T E D: that in the future, this dam be known as the Mother Brook Dam, Dedham, formerly called the United Waste Company Dam, Dedham.

1. Report of Messrs. Faucher and Carrigan, July 15, recommmending the following on Contract No. P84-1315-C6A, with Trimount Bituminous Products Co., for Resurfacing MDC Parkways Various Locations -
(a) That work be accepted as complted as of May 31, 1991.
(b) That Estimate No. 8 (Final), in the amount of $22,767.07, be approved for payment.
(c) That reserve, in the amount of $12,775.75, be approved for payment.
The Commission V O T E D: that the work of Trimount Bituminous Products Co., Contractor under Contract No. P84-1315-C6A, for Resurfacing MDC Parkways Various Location, be and hereby is accepted as completed as of May 31, 1991.
The Commission further V O T E D: to approve Estimate No. 8 (Final), in the amount of $22,767.07, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $12,775.75, for payment.

Action was taken upon the following matter relating to the Watershed Management Division:

2. Report of Messrs. McGinn and Kane, June 12, recommending the following on Contract No. WM89-016-C1A, with LaFramboise Well Drilling, Inc., for Potable Drilled Wells, Quabbin Reservoir, Belchertown, New Salem and Petersham -
(a) That work be accepted as completed as of June 12, 1991.
(b) That Estimate No. 2 (Final), in the amount of $2,517.50, be approved for payment.
(c) That reserve, in the amount of $535.50, be approved for payment on August 16, 1991.
(Basis of Award - $20,400.00)
(Total to Date - $10,710.00)
(Contract Administration Rating - 2.50)
(EEO Compliance - N/A)
Associate Commissioner Jones questioned the reason why the Contractor received the low Contract Administration Rating for his performance on the Contract.
Mr. Kane explained that the rating was a result of the Contractor's late submittal of required paper work. He noted that when the contract was nearing completion, the Contractor's spring and summer residential well drilling business was on the increase and, as a result, he did not submit the necessary paper work to the Watershed Management Division in a timely manner.
The Commission V O T E D: that the work of LaFramboise Well Drilling, Inc., Contractor under Contract No. WM89-016-C1A, for Potable Drilled Wells, Quabbin Reservoir, Belchertown, New Salem and Petersham, be and hereby is accepted as completed as of June 12, 1991.
The Commission further V O T E D: to approve Estimate No. 2 (Final), in the amount of $2,517.50, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $535.50, for payment on August 16, 1991.

The following matter was placed on the agenda for the information of the Commission:

3. The following schedules were approved for payment by the Commissioner during the period from July 29, 1991 to August 5, 1991.
Expenditures $479,425.74

Adjourned at 12:15 p.m. to meet on Thursday, August 22, 1991 at 10:00 a.m.

William F. Cronin
Secretary

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Record of the Three Thousand Five Hundred and Seventy Ninth (3579th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, August 22, 1991 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Elkort, Jones, Settles and Whelan.

The Records of the Commission Meeting held on August 8, 1991 1991 were read and approved:

Action was taken upon the following matters relating to the Engineering and Construction Division:

1. Report of Messrs. Faucher and Kirwin, July 16, recommending the following on Contract No. P89-1550-M1A, with New England Traffic Signals, Inc., for Servicing Traffic Signal and Control Systems, Middlesex Fells and Revere Beach Districts -
(a) That work be accepted as completed as of March 31, 1991.
(b) That Estimate No. 26 (Final), in the amount of $10,637.62, be approved for payment.
(c) That reserve, in the amount of $6,352.77, be approved for payment.
(Basis of Award - $519,280.00)
(Total to Date - $387,789.57)
(Contract Administration Rating - 3.00)
(EEO Compliance - 4.25)
The Commission V O T E D: that the work of New England Traffic Signals, Inc., Contractor under the Contract No. P89-1550-M1A, for Servicing Traffic Signal and Control Systems, Middlesex Fells and Revere Beach Districts, be and hereby is accepted as completed as March 31, 1991.
The Commission further V O T E D: to approve Estimate No. 26 (Final), in the amount of $10,637.62, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $6,352.77, for payment.

2. Report of Messrs. Faucher and Kirwin, August 14, recommending the following on Contract No. P89-1550-M2A, with Tri-State Signal, Inc., for Servicing Traffic Signal and Control Systems, Blue Hills and Old Colony Districts -
(a) That work be accepted as completed as of March 31, 1991.
(b) That Estimate No. 26 (Final), in the amount of $11,360.45, be approved for payment.
(c) That reserve, in the amount of $8,583.33, be approved for payment.
(Basis of Award - $525,170.00)
(Total to Date - $418,009.98)
(Contract Administration Rating - 4.00)
(EEO Compliance - 3.50)
The Commission V O T E D: that the work of Tri-State Signal, Inc., Contractor under Contract No. P89-1550-M2A, for Servicing Traffic Signal and Control Systems, Blue Hills and Old Colony Districts, be and hereby is accepted as completed as of March 31, 1991.
The Commission further V O T E D: to approve Estimate No. 26 (Final), in the amount of $11,360.45, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $8,583.33, for payment.

3. Report of Messrs. Faucher and Mayhew, August 5, recommending the following on Contract No. P91-1594-C1A, with Ernest Minelli, Inc., for Slope Protection Repairs, Pleasure Bay Causeway and Castle Island Park, South Boston -
(a) That work be accepted as completed as of June 22, 1991.
(b) That Estimate No. 9 (Final), in the amount of $39,261.17, be approved for payment.
(c) That reserve, in the amount of $42,528.67, be approved for payment.
(Basis of Award - $785,982.50)
(Total to Date - $850,573.29)
(Contract Administration Rating - 4.71)
(EEO Compliance - 4.80)
At this point, Assoicate Commissioner Jones made note of the

persistent efforts of Associate Commissioner Whelan which led to recovery by the Commission, of funds from the Consultant's insurance company to reconstruct the Causeway at Castle Island, which was badly damaged by a northeast storm. Associate Commissioner Jones then cited several other instances in which Associate Commissioner Whelan's expertise in insurance matters led to the Commission's initiating claims to recover funds from Consultant's insurance coverage for errors and omissions on certain Contracts.
Associate Commissioner Jones then commended Associate Commissioner Whelan for his assistance which led to the rewriting of certain sections of the MDC's standard Contract to further protect the Commission on insurance liability and errors and omissions matters.
He then commended the efforts of the Engineering Staff for their work on this project.
The Commission V O T E D: that the work of Ernest Minelli, Inc., Contractor under Contract No. P91-1594-C1A, for Slope Protection Repairs, Pleasure Bay Causeway and Castle Island Park, South Boston, be and hereby is accepted as completed as of June 22, 1991.
The Commission further V O T E D: to approve Estimate No. 9 (Final), in the amount of $39,261.17, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $42,528.67, for payment.

1. Report of Messrs. Faucher and Lenhardt, August 12, recommending approval of Extra Work Claim No. 1, in the amount of $777.76, for repairs to damaged drain line at Pier T and further recommending the following on Contract No. P84-1276-C7A, with Modern Continental Construction Co., Inc., for Repairs to the Monsignor William J. Casey Overpass, Boston, Massachusetts -
(a) That work be accepted as completed as of June 30, 1991.
(b) That Estimate No. 15 (Final), in the amount of $26,129.54, be approved for payment.
(c) That reserve, in the amount of $62,927.51, be approved for payment.
(Basis of Award - $4,556,622.00)
(Total to Date - $6,182,731.66)
(Contract Administration Rating - 3.57)
(EEO Compliance - 4.80)
The Commission V O T E D: to approve Extra Work Claim No. 1, in the amount of $777.76, as recommended by Messrs. Faucher and Lenhardt in their report of August 12, 1991.
The Commission further V O T E D: that the work of Modern Continental Construction Co., Inc., Contractor under Contract No. P84-1276-C7A, be and hereby is accepted as completed as of June 30, 1991.
The Commission further V O T E D: to approve Estimate No. 15 (Final), in the amount of $26,129.54, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $62,927.51, for payment.

2. Report of Messrs. Faucher and Machado, July 30, recommending the following on Contract No. P87-1466-C1A, with U.S.X. Corporation, Cyclone Fence Division, for Installation of Closure Gates, Guard Rail and Fences, Various Locations -
(a) That work be accepted as completed as of June 29, 1991.
(b) That Estimate No. 25 (Final), in the amount of $53,987.91, be approved for payment.
(c) That reserve, in the amount of $33,304.25, be approved for payment.
(Basis of Award - $ 994,237.00)
(Total to Date - $1,066,084.99)
(Contract Administration Rating - 3.30)
(EEO Compliance - 5.00)
The Commission V O T E D: that the work of U.S.X. Corporation, Cyclone Fence Division, Contractor under Contract No. P87-1466-C1A, for Installation of Closure Gates, Guard Rail and Fences, Various Locations, be and hereby is accepted as completed as of June 29, 1991.
The Commission further V O T E D: to approve Estimate No. 25 (Final), in the amount of $53,987.91, for payment.

The Commission further V O T E D: to approve release of reserve, in the amount of $33,304.25, for payment.

1. Report of Messrs. Faucher and Higgott, August 15, recommending approval of the request of Linden Construction Co., Inc., Contractor on Contract No. P82-1079-C1A, for Repair of Seawalls and Restoration of Pavilions and Bandstand - Revere Beach Reservation, to approve the request of subcontractor Hester Trucking of Dorchester, Massachusetts, to subcontract the labor, to complete the installation of the new pavilion slabs and sidewalk slabs, to Cicconi & Sons of Boston, Massachusetts, at an approximate cost of $80,000.00.
The Commission V O T E D: to refer this matter to Legal Counsel, the Director of AA/EEO, the Contract Administrator and the Project Engineer for further review.

Action was taken upon the following matters relating to the Watershed Management Division:

2. Report of Mr. McGinn, August 6, submitting for approval and signature Quabbin Park Cemetery Deed No. Q-1692, conveying Northeast 1/4 of Lot No. 548, to Mr. Kenneth L. Lindsey.
The Commission V O T E D: Approved.
The Secretary then submitted for signature Quabbin Park Cemetery Deed No. Q-1692, dated August 22, 1991, which was signed by the Commissioner and two Associate Commissioners.

3. Report of Messrs. McGinn and Robert O'Connor, August 19, recommending that work be accepted as completed, as of June 30, 1991, on Contract No. WM91-001-L3A, with Howe Surveying Associates, Inc., for Open-Space Land Acquisition/Watershed Land Survey.
(Original Upset Limit - $44,985.00)
(Total to Date - $44,677.55)
(Contract Administration Rating - 5.00)
(10.00 being excellent)
(EEO Compliance - N/A)
The Commission V O T E D: that the work of Howe Surveying Associates, Inc., Consultant under Contract-Agreement No. WM91-001-L3A, be and hereby is accepted as completed as of June 30, 1991.

4. Report of Messrs. McGinn and Robert O'Connor, August 19, recommending that work be accepted as completed, as of June 30, 1991, on Contract No. WM91-001-L4A, with C. T. Male Associates, P.C., for Open-Space Land Acquisition/Watershed Land Survey.
(Original Upset Limit - $50,000.00)
(Total to Date - $50,000.00)
(Contract Administration Rating - 9.50)
(10.00 being excellent)
(EEO Compliance - N/A)
The Commission V O T E D: that the work of C. T. Male Associates, P.C., Consultant under Contract-Agreement No. WM91-001-L3A, be and hereby is accepted as completed as of June 30, 1991.

5. Report of Messrs. McGinn and Robert O'Connor, August 19, recommending that work be accepted as completed, as of June 30, 1991, on Contract No. WM91-001-L2A, with Merrimack Engineering Services, Inc., for Open-Space Land Acquisition/Watershed Land Survey.
(Original Upset Limit - $46,440.00)
(Total to Date - $46,440.00)
(Contract Administration Rating - 8.70)
(10.00 being excellent)
(EEO Compliance - N/A)
The Commission V O T E D: that the work of Merrimack Engineering Services, Inc., Consultant under Contract-Agreement No. WM91-001-L3A, be and hereby is accepted as completed as of June 30, 1991.

6. Report of Messrs. McGinn and Robert O'Connor, August 19, recommending that work be accepted as completed, as of June 30,

1991, on Contract No. WM91-001-L1A, with Greenman-Pedersen, Inc., for Open-Space Land Acquisition/Watershed Land Survey.

(Original Upset Limit - $50,000.00)
(Total to Date - $49,991.00)
(Contract Administration Rating - 8.80)
(10.00 being excellent)
(EEO Compliance - N/A)

The Commission V O T E D: that the work of Greenman-Pedersen, Inc., Consultant under Contract-Agreement No. WM91-001-L3A, be and hereby is accepted as completed as of June 30, 1991.

Action was taken upon the following matters relating to the Central Services Division:

1. Report of Messrs. Kerins and Glavin, August 9, recommending the following on Contract No. CS91-02-M1A, with P. J. Kennedy and Sons, for HVAC Repairs Various Locations -
(a) That work be accepted as completed as of June 30, 1991.
(b) That Estimate No. 4 (Final), in the amount of $3,642.13, be approved for payment.
(c) That reserve, in the amount of $280.63, be approved for payment.

(Basis of Award - $19,100.00)
(Total to Date - $ 5,612.83)
(Contract Administration Rating - 4.30)
(EEO Compliance - N/A)

The Commission V O T E D: that the work of P. J. Kennedy and Sons, Contractor under Contract No. CS91-02-M1A, for HVAC Repairs - Various Locations, be and hereby is accepted as completed as of June 30, 1991.
The Commission further V O T E D: to approve Estimate No. 4 (Final), in the amount of $3,642.13, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $280.63, for payment.

Action was taken upon the following Various Matters:

2. Report of Mr. Traficante, June 26, requesting renewal and execution of a Contract-Agreement with Massachusetts General Hospital Corporation to Medically Evaluate MDC Employees at Risk for Occupational Exposure to Asbestos and Lead. Maximum obligation not to exceed $8,670.00. Time for Performance will be July 1, 1991 to June 30, 1992. Account No. 2440-0010.
Following a lengthy discussion concerning the importance of this Contract-Agreement, Associate Commissioner Jones moved that the requested upset limit of the project be increased from $8,675.00 to $12,500.00.
The Commission V O T E D: to approve renewal of the Contract-Agreement with Massachusetts General Hospital Corporation to Medically Evaluate MDC Employees at Risk for Occupational Exposure to Asbestos and Lead. Maximum Obligation not-to-exceed $12,500.00. Time for Performance will be July 1, 1991 to June 30, 1992.
The Secretary then submitted for signature Contract-Agreement, dated August 22, 1991, which was signed by the Commissioner and four Associate Commissioners.

3. Report of Mr. Jewett, August 21, recommending the following on Contract-Agreement with I.E.P., Inc., for Expert Litigation Support for the Department of the Attorney General with regards to the Brimmer Chambers Condominium Trust, et al vs. the Metropolitan District Commission, Civil Action -
(a) That the Commission rescind its vote of May 2, 1991, which extended Time for Performance from June 30, 1991 to June 30, 1992 and increased the Contract-Agreement upset limit from $50,000.00 to $65,000.00.
(b) That the Commission rescind its vote of June 13, 1991 which increased the Contract-Agreement upset limit from $65,000.00 to $103,093.00.
(c) That the Commission approve a new Contract-Agreement with I.E.P., Inc., for Expert Litigation Support for the Department of the Attorney General with regards to the Brimmer Chambers Condominium Trust, et al vs. the

Metropolitan District Commission, Civil Action, at a sum not-to-exceed $72,319.00. Time for Performance will be one year expiring on September 30, 1992.
Account No. 2441-9886.
The Commission V O T E D: to rescind its vote of May 2, 1991, which extended Time for Performance from June 30, 1991 to June 30, 1992 and increased the Contract-Agreement upset limit from $50,000.00 to $65,000.00.
The Commission further V O T E D: to rescind its vote of June 13, 1991 which increased the Contract-Agreement upset limit from $65,000.00 to $103,093.00.
The Commission further V O T E D: to approve a new Contract-Agreement with I.E.P., Inc., for Expert Litigation Support for the Department of the Attorney General with regards to the Brimmer Chambers Condominium Trust, et al vs. the Metropolitan District Commission, Civil Action, at a sum not-to-exceed $72,319.00. Time for Performance will be one year expiring on September 30, 1992.
Associate Commissioner Jones noting that Legal Counsel had not initialed the memo of transmittal, to the Commission, asked that this be done prior to further processing of the Contract-Agreement.

1. Report of Mr. Jewett, August 21, recommending the following on Contract-Agreement with John F. Shea for Expert Witness Services for the Department of the Attorney General with regards to the Brimmer Chambers Condominium Trust, et al vs. the Metropolitan District Commission, Civil Action -
(a) That the Commission rescind its vote of June 13, 1991, which extended Time of Performance from June 30, 1991 to June 30, 1992 and increased the Compensation from $24,900.00 to $36,900.00.
(b) That the Commission approve a new Contract-Agreement with John F. Shea, for Expert Witness Services for the Department of the Attorney General with regards to the Brimmer Chambers Condominium Trust, et al vs. the Metropolitan District Commission, Civil Action, at a sum not to exceed $17,800.00. Time for Performance will be a period for nine months, expiring on June 30, 1992.
Account No. 2441-9886.
The Commission V O T E D: to rescind its vote of June 13, 1991, which extended Time of Performance from June 30, 1991 to June 30, 1992 and increased the Compensation from $24,900.00 to $36,900.00.
The Commission further V O T E D: to approve a new Contract-Agreement with John F. Shea, for Expert Witness Services for the Department of the Attorney General with regards to the Brimmer Chambers Condominium Trust, et al vs. the Metropolitan District Commission, Civil Action, at a sum not to exceed $17,800.00. Time for Performance will be a period for nine months, expiring on June 30, 1992.
Associate Commissioner Jones noting that Legal Counsel had not initialed the memo of transmittal, to the Commission, asked that this be done prior to further processing of the Contract-Agreement.

Action was taken upon the following matters relating to the Office of Real Property:

2. Report of Mr. Gray, August 19, recommending approval of the design and construction for modernization of the Mobil Oil Corporation facility at Royall Street, Royall Avenue and Washington Street in Canton, in accordance with the site plan package on file with the Office of the Secretary entitled "Mobil Oil Corporation, Proposed Site Development, Royall Avenue and Washington Street, Canton, Massachusetts, Facility #01-202", dated August 27, 1990, as revised, which approval shall satisfy the requirements set forth in the Conservation restriction for the benefit of the Commonwealth of Massachusetts as adopted by this Commission on July 18, 1985.
Mr. Gray explained that under terms and conditions of the conservations restriction approved by the Commission July 18, 1985, construction or alteration of these premises are expressly prohibited without the written approval of the Commission. Therefore, he stated, Mobil Oil Corporation is seeking the

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approval of the Commission for this project.
James Giarrusso of Bayside Engineering Associates, Inc., representing Mobil Oil Company, reviewed the project and answered a series of questions posed by the Commission regarding the modernization project.
Associate Commissioner Jones questioned if all safety considerations concerning vehicular traffic in the immediate area have been addressed by the Mobil Oil Corporation and reviewed by appropriate government agencies. If not, he asked that this be done expeditiously.
The Commission V O T E D: Approved as recommended by Mr. Gray in his report of August 19, 1991.
Associate Commissioner Elkort abstained from voting on this item.

1. Report of Mr. Gray and Mrs. O'Brien, August 20, recommending approval and execution of an Easement-Agreement with the Trustees of Nova Realty Trust for the acquisition of an easement interest, by gift, for the completion of the property identified, and to be known as Riverwalk Park, off Prospect Street, in the City of Waltham, shown as Parcel B on a plan entitled "Land Transfer Plan, City of Waltham, Middlesex County", dated February 2, 1989, as revised.
The Commission V O T E D: Approved.
The Secretary then submitted for signature Easement-Agreement, dated August 22, 1991, with the Trustees of Nova Realty Trust, which was signed by the Commissioner and four Associate Commissioners.

Adjourned at 11:40 a.m. to meet on Thursday, September 5, 1991 at 10:00 a.m.

William F. Cronin
Secretary

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Record of the Three Thousand Five Hundred and Eightieth (3580th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, September 5, 1991 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Elkort, Jones, Settles and Whelan.

The Records of the Commission Meeting held on August 15, 1991 were read and approved.

The Secretary submitted for signature the following papers which were signed by the Commissioner and four Associate Commissioners:

1. Contract No. P91-1616-C1A, dated September 5, 1991, with SPS New England, Inc., for Expansion Joint Repair, Alewife Brook Parkway Bridge, Cambridge.

2. Contract No. P88-1541-C1A, dated September 5, 1991, with Ledgewood Construction Company, for Reconstruction of Ventura Playground, Neponset River Reservation, Dorchester.

3. Third Amendment, dated September 5, 1991, to Contract-Agreement No. P82-1128-D1C, with Vollmer Associates, for Rehabilitation of Mystic Valley Parkway, Winchester.

Action was taken upon the following matters relating to the Engineering and Construction Division:

4. Report of Messrs. Faucher and Abounaja, August 14, recommending approval of Extra Work Order No. 3, in the amount of $2,346.61, for furnishing and installing additional sprinkler heads and zones, on Contract No. P89-1556-C1A, with John Mahoney Construction Co./Whittier Equipment Corporation, for Old Harbor Park, Dorchester Shores Reservation. Account No. 2449-8885.
At this point, Associate Commissioner Whelan once again spoke of the problems created by Consultant's in underestimating quantities, or failing to make provisions for necessary work. He asked that Mr. Jewett review this item and determine if the Consultant is responsible for the added work and, if so, that he pursue the possibility of recovering the cost of the work from the Consultant's errors and omissions insurance.
The Commission V O T E D: to approve Extra Work Order No. 3, in the amount of $2,346.61.

2. Report of Messrs. Faucher and Lespasio, August 29, recommending approval of an Amendment to Contract-Agreement No. P82-1047-D1G, with Howard Needles Tammen and Bergendoff, for Engineering Service for Reconstruction/Rehabilitation of the Lynnway and General Edwards Bridge, which extends the completion date from September 30, 1991 to June 30, 1992, due to problems with computerized testing. At no additional cost to the Commission.
The Commission V O T E D: Approved.

3. Report of Messrs. Faucher and Higgott, August 15, recommending approval of Extra Work Order No. 10, in the amount of $7,213.38, for repairs to the outshore side of Pavilion No. 6 roof, on Contract No. P82-1079-C1A, with Linden Construction, Inc., for Repairs to Seawalls and Restoration of Pavilions and Bandstand, Revere Beach Reservation. Account No. 2440-8881.
The Commission V O T E D: to approve Extra Work Order No. 10, in the amount of $7,213.38.

4. Report of Messrs. Faucher and Chan, August 30, recommending approval of Extra Work Order No. 1, in the amount of $6,974.40, for Cathodic Protection of Steel Fuel Tanks at the Lower Basin Fuel Facility in Cambridge, on Contract No. P90-1574-C1A, with Seaman Bratko Corp., to Furnishing and Installing New Storage Tanks, Pumps, and Automated Fuel Management Equipment at Various MDC Locations. Account No. 2440-8881.
The Commission discussed in detail the need for a standard policy which will clearly define the responsibility of all general

contractors in regards to work of this nature.
Associate Commissioner Jones asked that Mr. Baratta contact appropriate public utility companies and other state agencies and obtain any available policy statements concerning contractual responsibility during construction.
Associate Commissioner Jones then asked that Legal Counsel review Seaman Bratko Corporations (SBC) statement, concerning self indemnification as outlined in their letter to Mr. Edward Hines of the MDC, dated June 10, 1991, to see if (SBC) can unilaterally disclaim any responsibility during the project.
The Commission V O T E D: to approve Extra Work Order No. 1, in the amount of $6,974.40.

1. Report of Messrs. Faucher and Chan, August 30, recommending approval of a revision in quantities on the following items on Contract No. P90-1574-C1A, with Seaman Bratko Corp., for Furnishing and Installing New Storage Tanks, Pumps, and Automated Fuel Management Equipment at Various MDC Locations -
Item No. 010-010 - **$270,000.00**
Excavate and Lawful Disposal of Contaminated Soil
Item No. 014-010 - **$ 6,600.00**
Removal and Disposal of Fuel Tanks Contents
(Funds are available in Account No. 2440-8881).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Chan in their report of August 30, 1991.

Action was taken upon the following matter relating to the Office of Landscape Architect:

2. Report of Mr. Jackson, August 27, submitting for approval Project Summary, Project Work Schedule and Project Justification and requesting permission to advertise Project No. P92-1628-C1A, 1991/1992 Parkway Landscape Improvements. Estimated Cost - $250,000.00. Account No. 2490-8881.
The Commission V O T E D: Approved.

3. Report of Mr. Jackson, August 27, recommending that the Commission ratify and approve the award of a Contract to Caprera Construction Co., Inc., for Repairs of Hurricane Damage to Trees on the Lynnway, and authorize payment on a time and materials basis, in an amount not-to-exceed $5,000.00. Account No. 2490-0008.
The Commission V O T E D: to ratify and approve the award of a Contract to Caprera Construction Co., Inc., for Repairs of Hurricane Damage to Trees on the Lynnway.
The Commission further V O T E D: to authorize payment to Caprera Construction Co., Inc., on a time and materials basis, in an amount not-to-exceed $5,000.00.

Action was taken upon the following Various Matter:

4. Report of Mr. Wright, August 28, submitting for approval and execution Second Amendment to Agreement, dated September 29, 1989, with the Massachusetts Audubon Society for the operation of the Blue Hills Trailside Museum, which reduces compensation for the third year of the Agreement from $600,000.00 to $300,000.00, due to insufficient funds.
The Commission V O T E D: Approved.
The Secretary then submitted for signature Second Amendment, dated September 5, 1991, to Agreement with the Massachusetts Audubon Society for the operation of the Blue Hills Trailside Museum, which was signed by the Commissioner and four Associate Commissioners.

Action was taken upon the following matter relating to the Central Services Division:

5. Report of Messrs. Kerins and Glavin, August 29, requesting that the Commission amend its vote of May 16, 1991, awarding the Rubbish Disposal Contract for th Metro Parks Zoos to Laidlaw Waste Systems, at a cost of $39,800.00, by deleting Account No. 2443-2000 and substituting Account No. 2440-0010 as the source of funding for the Contract.

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Associate Commissioner Jones stated that he felt that the explanation used by the Division for requesting the amendment needed further clarification. Commissioner Bhatti then requested that Mr. Jewett provide, for Commission files, additional information outlining the reason for the requested change in the funding source.

The Commission V O T E D: to amend its vote of May 16, 1991, awarding the Rubbish Disposal Contract for the Metro Parks Zoos to Laidlaw Waste Systems, at a cost of $39,800.00, by deleting Account No. 2443-2000 and substituting Account No. 2440-0010 as the source of funding for the Contract.

The following matters were placed on the agenda for the information of the Commission:

1. The following schedules were approved for payment by the Commissioner during the period from August 5, 1991 to August 12, 1991.

   Expenditures $588,154.75

2. The following schedules were approved for payment by the Commissioner during the period from August 12, 1991 to August 19, 1991.

   Expenditures $874,743.22

3. The following schedules were approved for payment by the Commissioner during the period from August 19, 1991 to August 26, 1991.

   Expenditures $1,320,313.85

Adjourned at 12:05 p.m. to meet on Thursday, September 19, 1991 at 10:00 a.m.

William J. Cunningham
Secretary

Record of the Three Thousand Five Hundred and Eighty First (3581st) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, September 19, 1991 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Elkort, and Whelan.

The Records of the Commission Meeting held on August 22, 1991 were read and approved.

The Secretary submitted for signature the following papers which were signed by the Commissioner and two Associate Commissioners:

1. Contract-Agreement, dated September 19, 1991, with John F. Shea, for Expert Witness Services for the Department of the Attorney General with regards to the Brimmer Chambers Condominium Trust, et al vs. the Metropolitan District Commission, Civil Action.

2. Contract-Agreement, dated September 19, 1991, with I.E.P., Inc., for Expert Witness Services for the Department of the Attorney General with regards to the Brimmer Chambers Condominium Trust, et al vs. the Metropolitan District Commission, Civil Action.

3. Contract Agreement No. P84-1276-D3A, dated September 19, 1991, with STV/Seelye Stevenson Value & Knecht, Inc., for Professional Engineering Services for Bridges, Parkways and Other Commission Facilities.

4. Contract-Agreement No. PL92-0003-S1A, dated September 19, 1991, with Applied Geographics, Inc., for Neponset River Estuary/Neponset River Reservation Phase I - Master Plan Area Mapping.

5. Contract-Agreement, dated September 19, 1991, with I.E.P., Inc., to provide Professional Services for Litigation Support for the Department of the Attorney General in its defense of the Commission in a suit brought by the Dedham-Westwood Water District and others concerning the White Lodge Wellfield in the Town of Westwood.

6. Contract No. P91-1615-C1A, dated September 19, 1991, with R. Zoppo Co., Inc., for Joint Repair to Revere Beach Parkway over MBTA, Medford, Massachusetts.

Action was taken upon the following matters relating to the Engineering and Construction Division:

7. Report of Messrs. Faucher and DiPietro, September 9, recommending approval of assignment of Contract No. P87-1449-M3A, Water Quality Testing at MDC Recreational Waters from Aquatec of Massachusetts, Inc., to Aquatec, Inc., for remainder of the contract, under same terms and conditions as voted by the Commission on March 14, 1991.
The Commission V O T E D: Approved.

8. Report of Messrs. Faucher and Yuan, September 5, recommending approval of the request of R. Zoppo Co., Inc., General Contractor on Contract No. P84-1276-C1B, Bridge Deck Resurfacing of John F. Gilmore Bridge, to engage the services of the following sub-contractors:

Jacor, Inc.

Item No. 010-010	Waterproof Membrane	- $95,000.00

Markings, Inc.

Item No. 008-010	4" White Pavement Markings	- $ 1,000.00
Item No. 008-020	4" Yellow Pavement Markings	- $ 1,520.00
Item No. 008-030	6" White Pavement Markings	- $ 2,660.00
Item No. 008-040	8" White Pavement Markings	- $ 117.00
Item No. 008-050	12" White Pavement Markings	- $ 340.00
at a total cost of		$100,637.00.

The Commission V O T E D: Approved as recommended by Messrs. Faucher and Yuan in their report of September 5, 1991.

9. Report of Messrs. Faucher and Kirwin, September 12, submitting

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Work Schedule, Project Summary, Project Justification and requesting approval of Project No. P92-1626-D1A, for Professional Traffic Engineering Services. Estimated Cost $250,000.00. Funding available in Account No. 2490-8881.
The Commission V O T E D: Approved.

1. Report of Messrs. Faucher and Mayhew, August 28, submitting for approval Work Schedule, Project Summary, Project Justification and requesting permission to advertise Project No. P90-1583-C1A, Repairs to the Powder Magazine Roof, Georges Island, Boston Harbor, Massachusetts. Estimated Cost $127,500.00. Funding available in Account No. 2440-9884.
The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to Advertise.

2. Report of Messrs. Faucher and Chan, September 11, submitting for approval Work Schedule, Project Summary, Project Justification and requesting permission to advertise Project No. P92-1629-M1A, Servicing of Heating, Ventilation and Air Conditioning Systems at Various MDC Facilities.
(Estimated Cost for this two year project is $80,000.00. $40,000.00 for FY92 - $40,000.00 will be appropriated in FY93 contingent upon availability of funds). Funding available for FY92 in Account No. 2440-0010-NN.
(This project must also receive approval of the Executive Office of Environmental Affairs).
The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to advertise once approval is received from the Executive Office of Environmental Affairs.

3. Report of Messrs. Faucher and Mayhew, September 5, recommending the following on Contract No. P87-1456-C1A, with John Mahoney Construction Co., Inc./Whittier Equipment Corp., for Installation of Safety Fencing, Georges Island, Boston Harbor -
(a) That work be accepted as completed as of July 31, 1991.
(b) That Estimate No. 6 (Final), in the amount of $22,598.12, be approved for payment.
(c) That reserve, in the amount of $5,991.01, be approved for payment.
(Basis of Award - $306,980.00)
(Total to Date - $319,820.00)
(Contract Administration Rating - 3.14)
(EEO Compliance - 3.60)
The Commission V O T E D: that the work of John Mahoney Construction Co., Inc./Whittier Equipment Corp., Contractor under Contract No. P87-1456-C1A, for Installation of Safety Fencing, Georges Island, Boston Harbor, be and hereby is accepted as completed as of July 31, 1991.
The Commission further V O T E D: to approve Estimate No. 6 (Final), in the amount of $22,598.12, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $5,991.01, for payment.

4. Report of Messrs. Faucher and Abounaja, September 9, recommending approval of Extra Work Order No. 7, in the amount of $3,450.08, for installation of nylon netting on the new 16 foot chain link fence, on Contract No. P88-1542-C1A, with Brightway Corporation, for Improvements to Johnson Playground, Boston.
Account No. 2440-8887.
The Commission V O T E D: to approve Extra Work Order No. 7, in the amount of $3,450.08.

5. Report of Messrs. Faucher and Machado, August 16, recommending approval of a revision in quantities on Item No. 010-010, cleaning of existing bearings, at a cost of $8,250.00, on Contract No. P84-1276-C2B, with Sciaba Construction Corporation, for Bridge Rehabilitation, Neponset River Bridge.
(At no additional Contract cost as there are sufficient unused quantities in other items to offset the revision).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Machado in their report of August 16, 1991.

1. Report of Messrs. Faucher and Chan, September 11, on bids for Emergency Repairs to Heating Systems at Beaver Brook and Georges Island, Contract No. P91-1618-C1A. Account No. 2440-7879 - $12,500.00 and Account No. 2440-8889 - $25,000.00.
(Messrs. Faucher and Chan recommend acceptance of the low bid, that of Carl-Louis Company, of $37,500.00.
They further request Commission execution of the Contract, at the Commission Meeting of September 19, 1991).
The Commission V O T E D: to accept the lowest bid, that of Carl-Louis Company, of $37,500.00.
The Secretary then submitted for signature Contract No. P91-1618-C1A, dated September 19, 1991, which was signed by the Commissioner and two Associate Commissioners.

2. Report of Messrs. Faucher and Chan, September 11, on bids for Critical Repairs to Heating Systems at Skating Rinks in Medford and Dorchester, Contract No. P92-1627-C1A. Account No. 2440-7893.
(Messrs. Faucher and Chan recommend acceptance of the low bid, that of Brookline Plumbing & Heating Co., of $42,624.00.
They further request Commission execution of the Contract, at the Commission Meeting of September 19, 1991).
The Commission V O T E D: to accept the lowest bid, that of Brookline Plumbing & Heating Co., of $42,624.00.
The Secretary then submitted for signature Contract No. P92-1627-C1A, dated September 19, 1991, which was signed by the Commissioner and two Associate Commissioners.

3. Report of Messrs. Faucher and Machado, September 12, requesting that the Commission amend its vote of February 28, 1991, which approved the advertising of Contract No. P87-1466-C2A, Installation of Closure Gates, Guard Rail and Fences at Various Locations in the Metropolitan District, be deleting Account No. 2490-0009 and substituting Account No. 2490-0010 as the source of funding.
The Commission V O T E D: to amend its vote of February 28, 1991, which approved the advertising of Contract No. P87-1466-C2A, Installation of Closure Gates, Guard Rail and Fences at Various Locations in the Metropolitan District, be deleting Account No. 2490-0009 and substituting Account No. 2490-0010 as the source of funding.

Action was taken upon the following matters relating to the Watershed Management Division:

4. Report of Mr. McGinn, September 4, submitting for approval and signature Quabbin Park Cemetery Deed No. Q-1693, conveying Easterly 1/4 of Lot No. 1260, to Douglas M. Williams.
The Commission V O T E D: Approved.
The Secretary then submitted for signature Quabbin Park Cemetery Deed No. Q-1693, dated September 19, 1991, which was signed by the Commissioner and two Associate Commissioners.

5. Report of Mr. McGinn, September 11, on bids for Non-Hazardous Waste Removal Services Wachusett Section - FY92.
(Mr. McGinn requests acceptance of the lowest bid received, that of Waste Management of Central Massachusetts, of $2,180.00).
The Commission V O T E D: to accept the lowest bid, that of Waste Management of Central Massachusetts, of $2,180.00.

6. Report of Messrs. McGinn and O'Connor, September 16, submitting for final Commission approval Rules and Regulations for a Deer Management Program in the Quabbin Reservoir Area.
The Commission V O T E D: Approved.

7. Report of Messrs. McGinn and O'Connor, September 16, requesting authorization to close the area of Quabbin Reservation, between Gate 3A and Gate 17, from December 1 through December 11, 1991, in conjunction with the controlled deer hunt and allow only those with authorized hunting permits and official MDC and Division of Fisheries and Wildlife personnel in the area during this time period.
The Commission V O T E D: authorization to close the area of

Quabbin Reservation, between Gate 3A and Gate 17, from December 1 through December 11, 1991, in conjunction with the controlled deer hunt and allow only those with authorized hunting permits and official MDC and Division of Fisheries and Wildlife personnel in the area during this time period, as requested by Messrs. McGinn and O'Connor in their report of September 16, 1991.

1. Report of Mr. McGinn, August 7, on bids for messenger service to and from Quabbin and Wachusett. FY92. Account No. 2420-1400-JJ. (Mr. McGinn recommends acceptance of the low bid, that of Ad Com Express, of $150.00 per week for a total of $7,800.00 for FY92). The Commission V O T E D: to accept the lowest bid, that of Ad Com Express, of $150.00 per week for a total of $7,800.00 for FY92.

Action was taken upon the following matter relating to the Recreational Facilities and Programs Division:

2. Report of Miss Connolly, September 16, submitting 1991-1992 Ice Skating Rink Schedule, Fees, Rental Charges and Regulations. Associate Commissioner Whelan, citing the need for additional review, abstained from voting on this item. Therefore, lacking the necessary votes for Commission action, the item was Held Over.

Action was taken upon the following Various Matters:

3. Report of Mr. Jewett, July 25, recommending that the Commission reconfirm its vote of August 25, 1988 at which time Alpha Analytical, Inc., was selected for Analytical Services for Mercury Investigation at Quabbin Reservoir and Wachusett Reservoir. Cost not to exceed $50,000.00.
Account No. 2420-7884.
Also submitting for execution new Contract-Agreement which replaces the Contract-Agreement executed by the Commission on October 27, 1988.
The Commission V O T E D: to reconfirm its vote of August 25, 1988 at which time Alpha Analytical, Inc., was selected for Analytical Services for Mercury Investigation at Quabbin Reservoir and Wachusett Reservoir, at a cost not to exceed $50,000.00.
The Secretary then submitted for signature Contract-Agreement with Alpha Analytical, Inc., dated September 19, 1991, which was signed by the Commissioner and two Associate Commissioners.

4. Report of Mr. Byrne, September 16, recommending approval of the request of the "Friends to Reopen Stone Zoo" to use the overflow parking lot at the zoo for a Carnival to raise funds to be utilized for the Zoo.
Mr. Byrne introduced Pauline Russo of the Middlesex Fells Zoological Society (MFZS) who spoke in favor of the request of the "Friends to Reopen Stone Zoo".
Mrs. Russo of MFZS and Mr. Samuel A. Pino of Sam Pino Amusements Co., Inc. addressed the Commission's concerns regarding insurance coverage, safety precautions and a Metropolitan Police Detail during the Carnival. They then agreed to comply with all terms and conditions of the Permit which will be issued by the Recreational Facilities and Programs Division if the matter is approved.
Mrs. Russo then stated that the proceeds from the family oriented Carnival will be used to help offset the cost of staff, maintenance and operations at the Stone Zoo.
Following the discussion, the Commission Voted to approve the request of the "Friends of the Stone Zoo" to use the overflow parking lot at the Stone Zoo for a Carnival on October 10 and 11 from 6:00 P.M. to 10:00 P.M. and October 12, 13 and 14, from 12:00 noon to 10:00 P.M., to raise funds to be utilized for the Stone Zoo.
The Recreational Facilities and Program Division was directed to issue a "Special Events Permit" for the event.

Action was taken upon the following matter relating to the Office of Real Property:

1. Report of Mr. Gray, September 16, on behalf of the MDC Land Board, recommending that in accordance with Chapter 530 of the Acts of 1989, to declare as surplus to its needs that certain parcel of land located on the northerly side of Randolph Street in the Town of Canton, comprising approximately 79,804 square feet of land as shown on a plan entitled "Taking Plan of Land in Canton, Massachusetts by Whitman and Howard, Inc., dated December 15, 1987", on file with the office of the Secretary of the Metropolitan District Commission, and to grant a permanent easement on, over and through said land to the Town of Canton for access and water supply purposes only, in accordance with and subject to such terms and conditions as the Metropolitan District Commission shall prescribe.
The Commission V O T E D: Held Over.

2. At this point, Associate Commissioner Whelan noted that following nearly four years as a member of the Board that this will be his final meeting.
He expressed his concerns regarding the performance of some Engineering and Architectural Consultants and urged that the Commission and staff remain vigilant in pursuing insurance claims against these Consultants when it is found they are responsible for increased Contract costs.
He then spoke of the mounting cost of the Revere Beach Project and asked that the Commission and staff continue to monitor this project closely.
Commissioner Bhatti commended Associate Commissioner Whelan for his professionalism while a member of the Commission. He spoke of the expertise of Associate Commissioner Whelan, particularly in insurance matters, which led to the Commission recovering funds from Consultant's insurance coverage on certain contracts.
Commissioner Bhatti then expressed the Board's appreciation for Associate Commissioner Whelan's efforts in furthering the aims, the policies, and the responsibilities of the Metropolitan District Commission during his term as Associate Commissioner and wished him continued success in all future endeavors.

The following matters were placed on the agenda for the information of the Commission:

3. The following schedules were approved for payment by the Commissioner during the period from August 26, 1991 to September 2, 1991.

Expenditures $1,763,603.34

4. The following schedules were approved for payment by the Commissioner during the period from September 2, 1991 to September 9, 1991.

Expenditures $746,291.17

Adjourned at 11:50 a.m. to meet on Thursday, September 26, 1991 at 10:00 a.m.

William F. Cuyler
Secretary

Record of the Three Thousand Five Hundred and Eighty Second (3582nd) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, September 26, 1991 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, and Settles.

The Records of the Commission Meeting held on September 5, 1991 were read and approved.

The Secretary submitted for signature the following papers which were signed by the Commissioner and three Associate Commissioners:

1. **R E S O L U T I O N**

RESOLVED: That the Metropolitan District Commission, assembled in its Meeting held on September 26, 1991, does hereby take notice of the retirement of Gilbert T. Joly, Regional Director for the Department of Environmental Protection, in the field of Sanitary Engineering and Public Health protection, following 40 years of conscientious and dedicated service to the residents of the Commonwealth of Massachusetts and his work in protecting the Metropolitan Water Supply, primarily at Wachusett Reservoir; that the Commissioner and Associate Commissioners, constituting said Metropolitan District Commission, do hereby extend to him their cordial best wishes that the years of his retirement may be many, and that they may be fruitful in the happiness and contentment he so richly deserves; that this Resolution be spread upon the records of the Meeting; and that the Secretary prepare a suitably inscribed copy of the Resolution for presentation to Mr. Joly.

2. Contract-Agreements, dated September 19, 1991, with Laidlaw Waste Systems, for Rubbish Dumpster Supply Service and Waste Disposal for Fiscal Year 1992.

3. Sixth Amendment, dated September 26, to Contract-Agreement No. P82-1047-D1G, with Howard Needles Tammen and Bergendoff, for Engineering Services for Reconstruction/Rehabilitation of the Lynnway and General Edwards Bridge.

4. Contract-Agreement No. P92-1622-S1A, dated September 26, 1991, with Coltec Industries, Fairbanks Morse, Engine Division, for Inspection of Fairbanks Morse Diesel Engines, Charles River Dam and Amelia Earhart Dam.

Action was taken upon the following matters relating to the Engineering and Construction Division:

5. Report of Messrs. Faucher and Lespasio, September 17, recommending the following on Contract No. P87-1425-C4A, with Boston Building and Bridge Corporation, for Repairing/Replacing Bituminous Concrete Sidewalks throughout the Metropolitan District-
(a) Approval of Extra Work Order No. 1, in the amount of $44,876.94, for rehabilitation of a structural steel stairway on the Fellsway, Somerville, opposite the Assembly Square Mall.
(b) Approval of the request of Boston Building and Bridge Corporation to engage the services of Village Forge, as sub-contractor, to fabricate and install the stair treads, at a cost of $19,911.00, which is included in the cost of Extra Work Order No. 1.
The Commission V O T E D: to approve Extra Work Order No. 1, in the amount of $44,876.94.
The Commission further V O T E D: to approve Village Forge, as sub-contractor, to fabricate and install the stair treads, at a cost of $19,911.00, which is included in the cost of Extra Work Order No. 1.

Action was taken upon the following matter relating to the Recreational Facilities and Programs Division:

1. Report of Miss Connolly, September 16, submitting 1991-1992 Ice Skating Rink Schedule, Fees, Rental Charges and Regulations. The Commission V O T E D: to approve the 1991-1992 Ice Skating Rink Schedule, Fees, Rental Charges and Regulations as submitted by Miss Connolly as follows:

1. **OPENING AND CLOSING DATES**

Tuesday, October 1, 1991 through the close of the business day on Saturday, March 14, 1992 for the following rinks which will be opened for hockey only.*

Cronin Memorial Rink, Revere Beach Parkway, Revere
Reilly Memorial Rink, Cleveland Circle, Brighton
Simoni Memorial Rink, Gore Street, Cambridge
Emmons-Horrigan-O'Neil Rink, Rutherford Ave, Charlestown
Veterans Memorial Rink, Somerville Ave, Somerville
Devine Rink, Morrissey Boulevard, Dorchester
Murphy Memorial Rink, Day Boulevard, South Boston
Bajko Memorial Rink, Turtle Pond Parkway, Hyde Park
Veterans Memorial Rink, Totten Pond Road, Waltham
Bryan Memorial Rink, VFW Parkway, West Roxbury
Connery Memorial Rink, Shepard Street, Lynn

The following rinks will open on Sunday, October 6, 1991 and close on Saturday, March 14, 1992.

Allied Veterans Memorial Rink, Elm Street, Everett
Porrazzo Rink, Constitution Beach, East Boston

The following rinks will open on Sunday, October 13, 1991 and close on Saturday, March 14, 1992.

Shea Memorial Rink, Willard Street, Quincy
Ulin Memorial Rink, Unquity Road, Milton
LoConte Memorial Rink, Veterans Memorial Parkway, Medford

The following rinks will open on Friday, November 1, 1991 and close on Saturday, March 14, 1992.

Connell Memorial Rink, Broad Street, Weymouth
Steriti Rink, Commercial Street, North End (Boston)

The following rinks will open Friday, November 15, 1991 and close on Saturday, March 14, 1992.

Flynn Memorial Rink, Woodland Road, Medford-Stoneham
Daly Memorial Rink, Nonantum Road, Brighton-Newton

***November 15, 1991 opening day for Public Skating at all MDC rinks until the close of business on Saturday, March 14, 1992.**

2. **ADMISSION AND RENTAL FEES**

A. Public Session:
$1.00 - Under 18 years of age at all sessions.
$ .50 - Senior citizens (65 years of age or older) at all sessions.
$3.00 - 18 years of age and over at all sessions.

B. Ice rental:
$110.00 per fifty (50) minutes ($2.20 per minute).

3. **SPECIAL PRIVILEGES**

A. Public, private and parochial schools in the Metropolitan Parks District shall be permitted to use the rinks free of charge from 9:00 a.m. to 12 noon on school days for recreational skating.

B. Adults accompanying children under ten (10) years of age are to be permitted to use the rinks free of charge on weekday morning and afternoon sessions.

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4. **HOLIDAY SCHEDULE**

A. Rinks will be closed on the following holidays:

Thanksgiving.....All Day
Christmas Eve.....12 Noon
Christmas Day.....All Day
New Year's Eve.....12 Noon
New Year's Day.....All Day

B. Schedules at all rinks will be changed during holiday vacation times, December 26, 1991 through January 3, 1992 to accommodate public skating hours. The exact hours will be finalized and posted at each facility two (2) weeks prior to the holiday vacation period. The same will hold true for the February school vacation.

5. **ICE RENTAL CANCELLATION NOTICE**

The renter shall be charged for all ice time contracted or scheduled. No cancellations will be accepted. In the event that the same time period is not utilized two consecutive times, that time period may be rented to another group. However, the rental fee will not be charged if the time period is cancelled due to the fault of the MDC or if weather conditions are such that both the Rink Manager and Team agree that hazardous conditions exist.

6. **PAYMENTS**

All rental charges for ice time must be paid for a week in advance at the District Office. The only exception will be municipally funded organizations. Payment must be made by money order or certified check only.

Action was taken upon the following matter relating to the Office of Landscape Architect:

1. Report of Mr. Jackson, September 12, recommending approval of the request of Ledgewood Construction Co., Inc., Contractor on Contract No. P88-1541-C1A, Reconstruction of Ventura Playground, Neponset River Reservation, Dorchester, Massachusetts, to engage the services of the following sub-contractors -

Tilcon Massachusetts, Inc. - $ 8,839.00
Bituminous Concrete Paving
Maltby & Company - $18,000.00
Thinning and Tree Pruning
Architectural Paving & Stone, Inc. - $ 5,000.00
Wall Rehabilitation
Sweezy Fence Erectors - $31,000.00
Fence Installation
Foye & LeTendre Landscaping, Inc. - $ 9,710.00
Lawn Seeding

The Commission V O T E D: Approved as recommended by Mr. Jackson in his report of September 12, 1991.

Action was taken upon the following matter relating to the Office of Real Property:

2. Report of Mr. Gray, September 16, on behalf of the MDC Land Board, recommending that in accordance with Chapter 530 of the Acts of 1989, to declare as surplus to its needs that certain parcel of land located on the northerly side of Randolph Street in the Town of Canton, comprising approximately 79,804 square feet of land as shown on a plan entitled "Taking Plan of Land in Canton, Massachusetts by Whitman and Howard, Inc., dated December 15, 1987," on file with the office of the Secretary of the Metropolitan District Commission, and to grant a permanent easement on, over and through said land to the Town of Canton for access and water supply purposes only, in accordance with and subject to such terms and conditions as the Metropolitan District Commission shall prescribe.

The Commission V O T E D: Held Over.

Adjourned at 11:30 a.m. to meet on Thursday, October 3, 1991 at 10:00 a.m.

William H. Quirk
Secretary

Record of the Three Thousand Five Hundred and Eighty Third (3583rd) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, October 3, 1991 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Jones, and Settles.

The Secretary submitted for signature the following paper which were signed by the Commissioner and four Associate Commissioners:

1. Fourth Amendment, dated October 3, 1991, to Contract-Agreement No. P77-0000-DID (CS-77-9PE), with Parsons, Brinkerhoff, Quade & Douglas, Inc., for Alewife Brook Parkway Project.

Action was taken upon the following matters relating to Engineering and Construction Division:

2. Report of Messrs. Faucher and Arinella, August 29, recommending approval of Extra Work Order No. 1, in the amount of $4,490.00, for emergency removal, furnishing and installing a new 100 gallon electrical commercial use water heater at Metro Police Marine Facility, Charles River Locks and Dam, on Contract No. P90-1577-C9A, with Raccuia Brothers Co., Inc., for Installing Cross Connections, Backflow Preventors and Sewer Meter, Charles River Dam, Boston.
(Funds are available in Account No. 2440-7893).
The Commission V O T E D: to approve Extra Work Order No. 1, in the amount of $4,490.00.

3. Report of Messrs. Faucher and Yuan, September 23, recommending the following on Contract No. P91-1611-C1A, with Converse Construction Co., Inc., for Girder Repair, Craigie Drawbridge, Boston.
(a) That work be accepted as completed as of August 29, 1991.
(b) That Estimate No. 1 (Final), in the amount of $7,815.00, be approved for payment.
(Basis of Award - $7,815.00)
(Total to Date - $7,815.00)
(Contract Administration Rating - 4.00)
(EEO Compliance - N/A)
The Commission V O T E D: that the work of Converse Construction Co., Inc., Contractor under Contract No. P91-1611-C1A, for Girder Repair, Cragie Drawbridge, Boston, be and hereby is accepted as completed as of August 29, 1991.
The Commission further V O T E D: to approve Estimate No. 1 (Final), in the amount of $7,815.00, for payment.

4. Report of Messrs. Faucher and Yuan, September 24, recommending approval of a revision in quantities on Item No. 002-010, Patch Spalled Concrete, at a cost of $270,000.00, on Contract No. P84-1276-C1B, with R. Zoppo Co., Inc., for Bridge Deck Resurfacing of John F. Gilmore Bridge, Boston-Cambridge.
(Funds are available in Account No. 2490-8881).
On questioning by Associate Commissioner Jones, Mr. Lespasio stated that the bridge was originally constructed for the MDC by the Massachusetts Department of Public Works (MDPW). The MDPW construction plans as presented to the MDC did not indicate, nor was the MDC informed by MDPW, that a new unconventional galvanized steel reinforcing material was used in the bridge deck, Mr. Lespasio explained.
Associate Commissioner Elkort questioned the reason for the increase in quantities on patched spilled concrete.
Mr. Lespasio stated that over the past several years, when potholes were discovered on the bridge, they were patched by MDC employees with a quick setting material called "Set 45" which conforms to all MDPW and industry wide standards. He then noted that "Set 45" provides a high early strength concrete which is required on structures which carry large volumes of traffic.
Mr. Lespasio further noted that when the MDC Consultant was directed to prepare contract specifications for the resurfacing project, he was advised not to include sections of the bridge deck which were previously repaired by MDC maintenance personnel over the past seven years with "Set 45", as the problem of

spalling was not visible. However, he noted, as the project progressed it was found that the steel reinforcing material, in the top mat of the bridge deck, was galvanized steel and a chemical interaction was taking place resulting in failure of the "Set 45" to bond to the galvanized steel. Therefore, all sections on the deck surface repaired with "Set 45" would have to be replaced with a material that did not adversely interact with the galvanized steel reinforcing material.
On questioning by Commissioner Bhatti, Mr. Lespasio pointed out that even if the increase in quantities was determined prior to the project going out to bid, the estimate for the additional work would have been close to the dollar value of the current engineer's estimate.
Associate Commissioner Carr questioned whether a significant increase in quantities would have resulted in a lower original unit bid price. Mr. Lespasio stated that a large increase in quantities could result in some reduction in the unit bid price.
Associate Commissioner Jones noted that the additional work will result in an increase in Contract cost of approximately 32%. However, he stated, he was satisfied that the work was necessary and that there was no lack of competence by MDC staff,nor was MDC staff responsible for the increase, as the spalling was not visible until the project was underway. The Commission then asked that the division review the use of "Set 45" on other structures to insure similar problems do not exist.
The Commission V O T E D: Approved.

1. Report of Messrs. Faucher and Carrigan, September 26, recommending approval of a revision in quantities on the following items on Contract No. P84-1315-C7A, with D&R General Contracting, Inc., for Resurfacing Sections of Metropolitan District Commission Parkways - Various Locations.

Item No. 003-010	- Gravel Borrow	- $ 800.00
Item No. 005-010	- Catch Basin & Manholes Rebuilt	- $4,500.00
Item No. 032-010	- Catch Basins & Manholes Cleaned	- $1,000.00
Item No. 034-010	- Loam Borrow Grading, Liming	- $ 500.00
Item No. 035-010	- Fertilizing & Seeding	- $ 600.00
	Total of	- $7,400.00

(At no additional Contract cost as there are sufficient unused quantities in other items to offset the increases).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Carrigan in their report of September 26, 1991.

Action was taken upon the following matter relating to the Office of Real Property:

2. Report of Mr. Gray, September 16, on behalf of the MDC Land Board, recommending that in accordance with Chapter 530 of the Acts of 1989, to declare as surplus to its needs that certain parcel of land located on the northerly side of Randolph Street in the Town of Canton, comprising approximately 79,804 square feet of land as shown on a plan entitled "Taking Plan of Land in Canton, Massachusetts by Whitman and Howard, Inc., dated December 15, 1987", on file with the office of the Secretary of the Metropolitan District Commission, and to grant a permanent easement on, over and through said land to the Town of Canton for access and water supply purposes only, in accordance with and subject to such terms and conditions as the Metropolitan District Commission shall prescribe.
The Commission V O T E D: Held Over. Associate Commissioner Elkort did not participate in discussion nor vote on this item.

The following matter was placed on the agenda for the information of the Commission:

3. The following schedules were approved for payment by the Commissioner during the period from September 9, 1991 to September 16, 1991.

Expenditures $289,725.22

Adjourned at 11:50 a.m. to meet on Thursday, October 10, 1991 at 10:00 a.m.

William F. Cusick
Secretary

Record of the Three Thousand Five Hundred and Eighty Fourth (3584th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, October 10, 1991 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Jones, and Settles.

The Records of the Commission Meeting held on September 19, 1991 were read and approved.

The Secretary submitted for signature the following paper which was signed by the Commissioner and four Associate Commissioners:

1. Contract-Agreement, dated October 10, 1991, with Dennison Environmental, Inc., for Industrial Hygienist Services - Asbestos Removal and Abatement.

Action was taken upon the following matters relating to the Engineering and Construction Division:

2. Report of Messrs. Faucher and O'Connor, September 24, recommending approval of the following on Contract No. P82-1047-C1A, with J. F. White Contracting Co., for Rehabilitation of General Edwards Bridge, Lynn and Revere, Massachusetts -

Extra Work Claim No. 13	-	**$ 1,597.73**
Furnish and Install 4 Protective Covers		
Extra Work Claim No. 14	-	**$ 1,731.74**
Fabrication and Installation of 2 Overflow Tanks		
Revision in Quantities	-	**$18,000.00**
Item No. 88 - Engineers Field Office		
	Total Cost -	$21,329.47

(At no additional Contract cost as there are sufficient unused quantities in other items to offset the increases).
The Commission V O T E D: to waive the provisions of Article XVIII relative to Claims for Extra Work and approve Extra Work Claim No. 13, in the amount of $1,597.73, for Furnishing and Installing 4 Protective Covers.
The Commission further V O T E D: to waive the provisions of Article XVIII relative to Claims for Extra Work and approve Extra Work Claim No. 14, in the amount of $1,731.74, for Fabrication and Installation of 2 Overflow Tanks.
The Commission further V O T E D: to approve the Revision in Quantities, in the amount of $18,000.00, as recommended by Messrs. Faucher and O'Connor in their report of September 24, 1991.

3. Report of Mr. Baratta and Miss Pfetsch, October 4, recommending approval of an Amendment to Contract-Agreement No. P92-1624-S1A, with Joslin, Lesser and Associates, Inc., for Facilities Inventory and Assessment, Franklin Park Zoo, which extends the time of performance from October 31, 1991 to January 31, 1992. (At no additional cost to the Commission).
The Commission V O T E D: Approved as recommended by Mr. Baratta and Miss Pfetsch in their report of October 4, 1991.

4. Report of Mr. Baratta and Miss Pfetsch, October 4, recommending approval of an Amendment to Contract-Agreement No. P92-1625-S1A, with Anderson Nichols & Company, Inc., for Facilities Inventory and Assessment, Stone Memorial Zoo, which extends the time of performance from October 31, 1991 to January 31, 1992. (At no additional cost to the Commission).
The Commission V O T E D: Approved as recommended by Mr. Baratta and Miss Pfetsch in their report of October 4, 1991.

5. Report of Messrs. Faucher and Higgott, September 26, recommending approval of Extra Work Order No. 11, in the amount of $10,300.00, for cleaning all exposed granite surfaces and applying one coat of anti-graffiti control coating, also recommending that Kelly Industries be approved as sub-contractor for this work, on Contract No. P82-1079-C1A, with Linden Construction, Inc., for Repairs to Seawalls and Restoration of Pavilions and Bandstand, Revere Beach Reservation.

The Commission V O T E D: to approve Extra Work Order No. 11, in the amount of $10,300.00.
The Commission further V O T E D: to approve Kelly Industries as sub-contractor for this work, as recommended by Messrs. Faucher and Higgott in their report of September 26, 1991.

1. Report of Messrs. Faucher and Yuan, October 2, recommending approval of the request of R. Zoppo Co., Inc., Contractor on Contract No. P84-1276-C1B, for Bridge Deck Resurfacing of the John Gilmore Bridge, Cambridge - Boston, to engage the services of Roto-Rooter Service Co., as sub-contractor for Cleaning and Flushing Drainage System at a cost of $7,000.00.
The Commission V O T E D: Approved.

2. Report of Messrs. Faucher and Lenhardt, September 24, recommending approval of an increase in the upset limit by $376,879.00 and an extension of time from December 31, 1992 to December 31, 1994, on Contract-Agreement No. P77-0000-D1D (CS-77-9PE), with Parsons, Brinckerhoff, Quade and Douglas, Inc., for Alewife Brook Parkway Bridge, Cambridge, Massachusetts. (Funding available in Account No. 2490-8916).
Messrs. Faucher and Lenhardt further recommend that the Commission approve G.E.I. Consultant, Inc., as a sub-consultant to Parsons, Brinkerhoff, Quade and Douglas, Inc., to perform new soil testing for contamination and preparation of final reports.
The Commission V O T E D: to approve an increase in the upset limit by $376,879.00 and an extension of time from December 31, 1992 to December 31, 1994, on Contract-Agreement No. P77-0000-D1D (CS-77-9PE), with Parsons, Brinckerhoff, Quade and Douglas, Inc., for Alewife Brook Parkway Bridge, Cambridge, Massachusetts.
The Commission further V O T E D: to approve G.E.I. Consultant, Inc., as a sub-consultant to Parsons, Brinkerhoff, Quade and Douglas, Inc., to perform new soil testing for contamination and preparation of final reports.

Action was taken upon the following matter relating to the Office of Landscape Architect:

3. Report of Mr. Jackson, September 27, requesting that the Commission amend its vote of September 5, 1991 ratifying and approving the award of a Contract to Caprera Construction Co., Inc., for Repairs of Hurricane Damage to Trees on the Lynnway, in an amount not-to-exceed $5,000.00, by deleting Account No. 2490-0008 and substituting Account No. 2490-0010 as the source of funding for the Contract.
The Commission V O T E D: to amend its vote of September 5, 1991 ratifying and approving the award of a Contract to Caprera Construction Co., Inc., for Repairs of Hurricane Damage to Trees on the Lynnway, in an amount not-to-exceed $5,000.00, by deleting Account No. 2490-0008 and substituting Account No. 2490-0010 as the source of funding for the Contract.

Action was taken upon the following matter relating to the Recreational Facilities and Programs Division:

4. Report of Miss Connolly, October 2, requesting approval of a service contract with Bomak Corp., for sharpening Zamboni Knives and Thompson Ice Edger Blades including pick up and return to designated MDC ice skating rinks. Maximum obligation $15,000.00. Time for Performance will be the 1991-1992 ice skating season. Funding from Account No. 2440-0010.
The Commission V O T E D: to delete this matter from the agenda at the request of Miss Connolly.

Action was taken upon the following matter relating to the Watershed Management Division:

5. Report of Mr. McGinn, September 30, recommending award of non-hazardous waste (rubbish) removal services for Fiscal Year 1992, to the following low bidders -
Administration Building, Belchertown
Fred J. Fijal - $1,896.00

Office Building and Garage, Rutland
Waste Management of Central MA - $ 936.00
Maintenance Headquarters, New Salem
Pioneer Valley Rubbish & Waste Disposal, Inc., d/b/a Wood Enter - $ 972.00
Funding from Account No. 2420-1400-JJ.
The Commission V O T E D: Approved as recommended by Mr. McGinn in his report of September 30. 1991.

Action was taken upon the following matter relating to the Office of Real Property:

1. Report of Mr. Gray, September 16, on behalf of the MDC Land Board, recommending that in accordance with Chapter 530 of the Acts of 1989, to declare as surplus to its needs that certain parcel of land located on the northerly side of Randolph Street in the Town of Canton, comprising approximately 79,804 square feet of land as shown on a plan entitled "Taking Plan of Land in Canton, Massachusetts by Whitman and Howard, Inc., dated December 15, 1987", on file with the office of the Secretary of the Metropolitan District Commission, and to grant a permanent easement on, over and through said land to the Town of Canton for access and water supply purposes only, in accordance with and subject to such terms and conditions as the Metropolitan District Commission shall prescribe.
Mr. Gray appeared before the Commission and presented a brief history of the status of the Grant of a Permanent Easement for placing the Water Tower on Property of the MDC in the Town of Canton.
At this point, Michael D. Altfillisch, Chairman of the Canton Board of Selectmen presented the Commission with a letter, dated October 9, 1991, which he read and was entered into the record. Subject: 'The Canton request for a permanent easement of approximately 1/2 acre (22.000 sq. ft.) of MDC's 1800 Acres in Canton for the construction of a 3,000,000 gallon water tank (gravity storage). This project was voted and funded at Canton's 1986 Town Meeting, Legislation was passed in 1989 and is ready to be built. A change in design will require funds which are not available and more delays.'
Mr. Altfillisch noted that the Commission owns 1,800 acres of reservation land in the Town of Canton which places 17% of land in the community under control of the MDC. The Town, he explained, will need approximately 1/2 acre of this land for the 3,000,000 gallon storage tank. He then explained that the new tank will provide an adequate level of water for sustained pressure, fire fighting purposes, and will double the existing storage capacity for the town.
Mr. Altfillisch then explained that in 1986 former Commissioner Geary signified that he supported the Canton request for a 3,000,000 gallon gravity storage tower. Following this indication of support from the MDC, the town meeting authorized funds to enlarge the water distribution system. As a result, he noted, legislation was filed and approved when authorized the MDC to declare surplus to its needs that parcel of land cited in Chapter 530 of the Acts of 1989. Since that time, it has been determined that only a 20,000 square foot parcel, and not a 79,804 square foot parcel, of land will be needed for the tower.
Mr. Gray then noted that at the Commission meeting of May 9, 1991, the Commission authorized the hiring of a Consultant Engineer only to investigate in order 'to review and analyze' the data presented by the Town and propose alternatives and options for consideration by the Commission, and not design the alternative system or systems.
Mr. Altfillisch then addressed the MDC concerns of the 90 foot tower as opposed to the 40 foot tower necessitated by a pumped storage facility. He spoke of recent physical measurements taken of the Line of Sight from various points of the reservation and Ponkapoag Pond, which did not indicate visual impact on the area. He explained that with the help of the Canton Fire Department a video was made from a boat at various locations on Ponkapoag Pond and with the use of a target, located on a fire engine ladder raised to 106 feet, the target was not visible.
At this point, former Canton Selectman Edward Sullivan, who was

Chairman at the time the project was initiated - 1983-1986 -, presented a history of the need for the tower, citing safety, water pressure and additional water needs of the Community. He explained that all available locations in Town were surveyed and it was found that this location and one other location, which has since been privately developed, were the only suitable locations for the water tower.

Chief James Fitzpatrick of the Canton Fire Department spoke and endorsed the citing of the 90 foot tower at the proposed location.

At this point, John J. McSweeney of Whitman and Howard, Project Consultant for the Town, and a former Superintendent of Public Works for the Town of Canton, spoke of the need for the new 3 million gallon tower and presented a history of the project starting in the 1960s.

Representative William Galvin spoke of his concerns and urged the Commission to consider carefully the economic hardships to the Town if forced to construct a pump type water tower.

At this point, Mark Devine of Whitman and Howard made a presentation on how the proposed water system would operate. He then described the operation of the existing system and the difficulties presently encountered. He further stated that a pump storage system would be more costly to operate and would contribute to air and noise pollution.

David Hodgdon of the Friends of the Blue Hills spoke in opposition of a 90 foot tower, noting that it would be inappropriate for the area.

Professor Ralph Blanchard of the Canton Conservation Commission spoke in favor of the proposed 90 foot water tower noting that it would be the simplest operation and require very little ancillary equipment.

Joseph Campo, Superintendent of Public Works for the Town of Canton, spoke in favor of the 90 foot water Tower. He then presented to the Commission for review, a series of photos from different locations around Ponkapoag Pond and noted that the Tower would not be visible from the Pond.

A video, which was filmed from a boat on Ponkapoag Pond, was presented whereby a simulated tower of 106 feet was not visible to the naked eye. Mr. Hodgdon of the Friends of the Blue Hills stated that he felt that there are areas of the Pond where the simulated tower could be seen.

On questioning by Associate Commissioner Settles, Mr. Devine of Whitman and Howard stated that his firm has consulted on pump storage facilities in the past. He noted that gravity systems are more economical then pump systems and have fewer operational and mechanical problems.

Commissioner Bhatti stated that his concerns also go beyond technical matters. The Commissioner explained that the Metropolitan District Commission is a Park Agency and as such must also take into consideration the environment. Therefore, with this in mind, the Commission must look into other options besides the 90 foot water tower as proposed by the Town.

At this point, George Allen of Dufresne - Henry, Inc., the Commission's Consultant presented an overview highlighting the pros and cons of gravity and pumps systems.

He stated that pump storage is not new, it has been used in other parts of the country for years and now, due to aesthetics and other environmental considerations, more pump storage facilities are being constructed in this area.

The Commission then spoke of the zoning by-law in Canton, which restricts structures to a height of no more than 40 feet. Mr. Altfillisch stated that this restriction can be removed by the Town Zoning Board of Appeals.

At this point, the Commission reviewed Mr. Gray's memo to the Secretary, dated October 4, 1991 - Subject: Canton Water Tower - Chapter 530 of the Acts of 1989.

The Commission discussed Mr. Gray's recommended vote, as outlined in his memo and following the discussion -

The Commission V O T E D: to strike the words 'in accordance with the local zoning height restriction' in Paragraph 2 on Page 2 of the memo which states - construction of any water storage or supply facilities, buildings, structures, or any structures or fixtures attached to same, shall be restricted to forty (40')

feet in height, and to consider any restriction as to height upon completion of a site visit. Associate Commissioner Elkort did not participate in discussion, nor vote on this matter.
The Commission further V O T E D: to amend Paragraph 3 on Page 2 of Mr. Gray's memo to read, at the request of Mr. Altfillisch; to permit the Town entry to the site from an appropriate location to be determined by the MDC Engineering and Construction Division for access by heavy equipment during construction of the tower and for maintenance purposes thereafter, with permanent access to the site limited solely from Randolph Street, following completion of the water tower. Associate Commissioner Elkort did not participate in discussion, nor vote on this matter.
The Commission further V O T E D: to delete Paragraph 6 on Page 2 of the memo which calls for the Commission to authorize a professional services contract, in an amount not to exceed $25,000.00, with a qualified engineering firm, to be available on an as-needed basis to the MDC Chief Engineer, for consultation and other expert advice during the design and construction of a water storage system by the Town of Canton. Associate Commissioner Elkort did not participate in discussion, nor vote on this matter.
Following the discussion, the Commission V O T E D: Held Over. Mr. Gray was directed to make the requested changes to his memo of October 4, 1991 and re-submit for Commission action.

The following matter was placed on the agenda for the information of the Commission:

1. The following schedules were approved for payment by the Commissioner during the period from September 16, 1991 to September 23, 1991.

Expenditures $597,796.88

Adjourned at 2:45 p.m. to meet on Thursday, October 17, 1991 at 11:00 a.m., at the Quabbin Administration Building, Belchertown, Massachusetts.

William L. Quirk
Secretary

.53,p.47
5th
.17,1991

Record of the Three Thousand Five Hundred and Eighty Fifth (3585th) meeting of the Metropolitan District Commission duly called and held at the Quabbin Administration Building, Belchertown, Massachusetts, on Thursday, October 17, 1991 at 11:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, and Settles.

The Records of the Commission Meeting held on September 26, 1991 were read and approved.

The Secretary submitted for signature the following paper which was signed by the Commissioner and three Associate Commissioners:

1. Contract-Agreement, dated October 17, 1991, with Ad Com Express, for Messenger Service to and from Quabbin and Wachusett.

Action was taken upon the following matters relating to the Watershed Management Division:

2. Report of Messrs. McGinn and Robert O'Connor, September 26, on proposals for the purchase of forest products located on the Quabbin, Ware River, Wachusett and Sudbury Reservoir Watersheds.
The Commission V O T E D: to accept the only qualified bid, that of Mark Spencer, of $1,980.00; to purchase approximately 9,620.00 board feet of sawlogs and 183 cords of firewood on Timber Sale No. 604 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Forward Enterprise, of $3,500.00; to purchase approximately 2800 tons of whole tree wood on Timber Sale No. 605 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Leclerc & Son Loggin, of $8,127.60; to purchase approximately 124,955 board feet of sawlogs and 85 cords of firewood on Timber Sale No. 606 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Forward Enterprise, of $6,100.00; to purchase approximately 32,345 board feet of sawlogs and 94 cords of firewood on Timber Sale No. 147AAAA - Ware River Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of F & L Logging, of $2,010.00; to purchase approximately 118 cords of firewood on Timber Sale No. 93 - Wachusett Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Everett LaBree, of $1,415.00; to purchase approximately 104 cords of firewood on Timber Sale No. 94 - Wachusett Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Straw Hollow Kennels and Farm, of $807.35; to purchase approximately 2,175 board feet of sawlogs and 62 cords of firewood on Timber Sale No. 95 - Wachusett Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Perserverance Corp., of $7,500.00; to purchase approximately 152,270 board feet of sawlogs and 177 cords of firewood on Timber Sale No. 9 - Sudbury Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Perserverance Corp., of $10,600.00; to purchase approximately 125,360 board feet of sawlogs and 379 tons of pulp on Log Sale No. 2 - Quabbin Reservoir Watershed.

3. Report of Mr. McGinn, October 10, submitting for approval and execution Quabbin Park Cemetery Deed No. Q-1694, conveying Northwest 1/2 of Lot No. 1248, to William H. Brundige.
The Commission V O T E D: Approved.
The Secretary then submitted for signature Quabbin Park Cemetery Deed No. Q-1694, dated October 17, 1991, which was signed by the Commissioner and two Associate Commissioners.

4. Report of Mr. McGinn, September 27, requesting approval to enter into an Inter-Agency Service Agreement with the University of Massachusetts Cooperative Extension Service for a Wachusett Reservoir Protection Project. Funding will be from the United

States Department of Agriculture with a $30,000.00 match from the MDC.
Mr. McGinn further requests that the Commission authorize Commissioner Bhatti to execute the Agreement on behalf of the Commission.
The Commission V O T E D: Approval to enter into an Inter-Agency Service Agreement with the University of Massachusetts Cooperative Extension Service for a Wachusett Reservoir Protection Project.
The Commission further V O T E D: to authorize Commissioner Bhatti to execute the Agreement on behalf of the Commission.

Action was taken upon the following matter relating to the Office of Real Property:

1. Report of Mr. Gray, September 16, on behalf of the MDC Land Board, recommending that in accordance with Chapter 530 of the Acts of 1989, to declare as surplus to its needs that certain parcel of land located on the northerly side of Randolph Street in the Town of Canton, comprising approximately 79,804 square feet of land as shown on a plan entitled "Taking Plan of Land in Canton, Massachusetts by Whitman and Howard, Inc., dated December 15, 1987", on file with the office of the Secretary of the Metropolitan District Commission, and to grant a permanent easement on, over and through said land to the Town of Canton for access and water supply purposes only, in accordance with and subject to such terms and conditions as the Metropolitan District Commission shall prescribe.
The Commission V O T E D: Held Over.

2. Mr. McGinn briefed the Commission on the status of the problem of mercury in fish at the Quabbin Reservoir.

3. Mr. Robert O'Connor updated the Commission on the implementation of the Deer Impact Management Plan at Quabbin Reservoir.

Adjourned at 12:45 p.m. to meet on Thursday, October 24, 1991 at 10:00 a.m., at the Metropolitan District Commission, 20 Somerset Street, Boston, Massachusetts.

William L. Chisholm
Secretary

Record of the Three Thousand Five Hundred and Eighty Sixth (3586th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, October 24, 1991 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Elkort and Jones.

The Secretary submitted for signature the following papers which were signed by the Commissioner and two Associate Commissioners:

1. First Amendment, dated October 24, 1991, to Contract-Agreement No. P92-1624-S1A, with Joslin, Lesser and Associates, Inc., for Facilities Inventory and Assessment, Franklin Park Zoo.

2. First Amendment, dated October 24, 1991, to Contract-Agreement No. P92-1625-S1A, with Anderson Nichols & Company, Inc., for Facilities Inventory and Assessment, Stone Memorial Zoo.

Action was taken upon the following matters relating to the Engineering and Construction Division:

3. Report of Messrs. Faucher and Machado, October 10, recommending approval of a revision in quantities on the following items on Contract No. P87-1466-C2A,with New England Chain Link Fence Co., Inc., for Installation of Closure Gates, Guard Rail and Fences at Various Locations in the Metropolitan District -

Item No. 084-010 - **$16,575.00**
Repair or Replace Black Vinyl Chain Link Fence
4 ft. to 4 ft. 6 inch High.

Item No. 095-010 - **$ 4,425.00**
Repair or Replace three and five strand
Barbed Wire

Total Increase $21,000.00

(At no additional Contract cost as there are sufficient unused quantities in other items which will offset the increases).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Machado in their report of October 10, 1991.

4. Report of Messrs. Faucher and Higgott, October 17, requesting approval of reallocation of unused expenses and fees as requested by the Consultant on Contract-Agreement No. P80-0844-D1A, with the Maguire Group, for Beaver Brook Flood Mitigation Project as follows -

PARAGRAPH & ITEM		CURRENT FEES	REALLOCATION	PROPOSED FEES
2.1 Preliminary Engineering Report	Engineering Services	$ 59,000.00		$ 59,000.00
	Expenses	11,000.00	- 7,759.10	= 3,240.90
	Sub-Total Fee	$ 70,000.00		$ 62,240.90
2.2 Design and Construction Services	Engineering Services	$246,371.00		$246,371.00
	Expenses	64,500.00	-22,995.42	= 41,504.58
	Sub-Total Fee	$310,871.00		$287,875.58
2.3 Additional Servs. MEPA Environmental Review Process	Engineering Services	$ 60,275.00	+37,572.53	= $ 97,847.53
	Expenses	9,000.00	- 6,818.01	= 2,181.99
	Sub-Total Fee	$ 69,275.00	00.00	$100,029.52
	TOTAL FEES	$450,146.00		$450,146.00.

On questioning by Associate Commissioner Jones, Mr. Terzian stated that there was an MDC imposed delay of over a year on this Contract-Agreement due to budgetary constraints. Once the constraints were removed in January, 1991, negotiations once again commenced, Mr. Terzian stated. The negotiations, he noted, will determine the cost to complete the project design including the added scope resulting from meetings with the Waltham Conservation Commission and the U.S. Army Corps of Engineers.
Mr. Terzian then stated that the major added tasks are redefining of wetlands, incorporation of a siphon culvert under an area of the wetlands, to mitigate the need to replicate the wetland, and updating of the plans, specifications and cost estimate.
At this point, Mr. Terzian stated that the amount requested by the Consultant, to complete the work, was over $240,000.00, including the fee remaining in the contract. Through negotiations, he explained, this fee was considerably reduced to

$56,400.00. The reduction was possible, he noted, only because the MDC made a design suggestion for a siphon which eliminated most of the environmental restrictions to the permit. He then noted that the proposed amendment was kept as low as possible by reclaiming unused expenses from the contract.
Following this discussion, Associate Commissioner Jones asked that Mr. Terzian provide for Commission records, a memo outlining in further detail, the reason for the Contract adjustment.
The Commission V O T E D: Approved as requested by Messrs. Faucher and Higgott in their report of October 17, 1991.

1. Report of Messrs. Faucher and Higgott, October 15, recommending approval of Extra Work Order No. 12, in the amount of $68,820.99, for bird control devices for Pavilions No. 1 thru No. 6, on Contract No. P82-1079-C1A, with Linden Construction, Inc., for Repair to Seawalls and Restoration of Pavilions and Bandstand, Revere Beach Reservation. Account No. 2440-8881.
Associate Commissioner Jones noting that pigeons are disease carriers asked that provisions be made to insure that Commission employees involved in this project are provided necessary equipment to protect them from potential health hazards associated with this work. In addition, he asked that others (such as sub-contractors) who might have occasion to be at the work site also be informed of the potential health hazards.
The Commission V O T E D: to approve Extra Work Order No. 12, in the amount of $68,820.99.

2. Report of Messrs. Faucher and Chan, October 17, on bids for Servicing Heating, Ventilating, and/or Air Conditioning in Various Facilities. Contract No. P91-1629-M1A.
Account No. 2440-0010-NN.
(Messrs. Faucher and Chan recommend rejection of the bid of D & S Heating, Inc., due to failure to submit the DCPO Certificate of Eligibility, Update Statement and bid deposit.
Messrs. Faucher and Chan further recommend acceptance of the second low bid, that of Patrick J. Kennedy & Sons, Inc., of $71,810.00).
Mr. Brooks noted that the low bidder, D & S Heating, Inc., was notified by Certified Mail, prior to placing this item on the Commission Agenda, that their bid was invalid, due to the failure to submit the Certificate of Eligibility, Update Statement and a bid deposit.
The Commission V O T E D: to reject the bid of D & S Heating, Inc., as recommended by Messrs. Faucher and Chan.
The Commission further V O T E D: to accept the second low bid, that of Patrick J. Kennedy & Sons, Inc., of $71,810.00.

3. Report of Messrs. Faucher and Mayhew, October 18, on bids for Rehabilitation of the Castle Island Sanitary Building, South Boston, Massachusetts. Contract No. P91-1598-C1A.
Account No. 2440-8885.
(Messrs. Faucher and Mayhew recommend acceptance of the low bid, that of Allied Weatherproofing Company, Inc., of $85,800.00).
The Commission V O T E D: to accept the low bid, that of Allied Weatherproofing Company, Inc., of $85,800.00.

4. Report of Messrs. Faucher and Abounaja, October 11,recommending the following on Contract No. P88-1542-C1A, with Brightway Corp., for Improvements to Johnson Playground -
(a) That work be accepted as completed as of August 23, 1991.
(b) That Estimate No. 12 (Final), in the amount of $6,782.92, be approved for payment.
(c) That reserve, in the amount of $6,548.42, be approved for payment.
(Basis of Award - $414,880.00)
(Amount to Date - $450,968.42)
(Contract Administration Rating - 4.71)
(EEO Compliance - 4.40)
The Commission V O T E D: that the work of Brightway Corp., Contractor under Contract No. P88-1542-C1A, for Improvements to Johnson Playground, be and hereby is accepted as completed as of August 23, 1991.
The Commission further V O T E D: to approve Estimate No. 12

(Final), in the amount of $6,782.92, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $6,548.42, for payment.

Action was taken upon the following matter relating to the Office of Landscape Architect:

1. Report of Mr. Jackson, October 18, on bids for 1991-1992 Parkway Landscape Improvements, Contract No. P92-1628-C1A.
Account No. 2490-8881.
(Mr. Jackson recommends rejection of the low bid that of Popico D/B/A Holden Farms Nursery, due to failure to complete the bid eligibility process.
Mr. Jackson further recommends acceptance of the second low bid, that of J. J. Phelan and Son, Co., Inc., of $211,480.00).
On questioning by Commissioner Bhatti, Mr. Jewett noted that the low bidder Popico D/B/A/ Holden Farms Nursery by failing to properly complete the bid eligibility process became ineligible for Contract Award. Mr. Jewett stated that Popico D/B/A Holden Farms Nursery was so notified by telephone call.
It was then noted that the bid submitted by J. J. Phelan and Son, Co., Inc., contained some mathematical errors which were corrected and resulted in J. J. Phelan and Son, Co., Inc., remaining the second low bidder. Mr. Jewett stated that language outlined in this type of Contract permits the Commission to make the mathematical corrections. Mr. Jewett then explained that J. J. Phelan and Son Co., Inc., was notified of the mathematical corrections and agreed to accept the award with corrections.
The Commission V O T E D: to reject the low bid that of Popico D/B/A Holden Farms Nursery, as recommended by Mr. Jackson.
The Commission further V O T E D: to accept the second low bid, that of J. J. Phelan and Son, Co., Inc., of $211,480.00.

Action was taken upon the following matter relating to the Recreational Facilities and Programs Division:

2. Report of Miss Connolly, October 16, requesting approval of a service contract with Boston Saw and Knife Corp., for Sharpening Zamboni Knives and Thompson Ice Edger Blades - including pick-up and return to MDC ice skating rinks. Maximum obligation $10,000.00. Time for Performance will be six months.
Funding from Account No. 2440-0010.
The Commission V O T E D: Approved as requested by Miss Connolly in her report of October 16, 1991.

Action was taken upon the following Various Matter:

3. Report of Mr. Jewett, October 21, recommending on behalf of the Consultant Selection Committee, selection of Sasaki Associates, Inc., for Consultant Contract No. P82-1120-D1A, Drainage System Rehabilitation - Ponkapoag Golf Course, Canton, Massachusetts. Compensation will be paid as a cost plus fixed fee not to exceed $125,000.00 - subject to negotiations. Time for Performance will be 20 months from Contract execution. Account No. 2440-9844.
The Commission discussed in detail the flooding problem at Ponkapoag Golf Course.
Associate Commissioner Jones then questioned what area of the Golf Course would be studied under the terms of the Consultant Contract. Mr. Brooks responded that the entire facility would be surveyed including - the condition of underground drainage pipes, the composition of subsurface soil and any other conditions which could cause drainage problems. He then noted that Design Contract will also include a survey of the problem area, drainage reconnaissance, development of a topographic site plan and final construction plans for a new drainage system at Ponkapoag Golf Course.
Associate Commissioner Jones then spoke of the possibility of other problems surfacing as a result of the project - such as flooding of areas in the local drainage basin.
He asked that the Consultant review all possible environmental impacts which could be caused by the project and insure that this work does not cause further flooding problems in areas outside the confines of Ponkapoag Golf Course.
The Commission V O T E D: Approved.

Action was taken upon the following matter relating to the Office of Real Property:

1. Report of Mr. Gray, September 16, on behalf of the MDC Land Board, recommending that in accordance with Chapter 530 of the Acts of 1989, to declare as surplus to its needs that certain parcel of land located on the northerly side of Randolph Street in the Town of Canton, comprising approximately 79,804 square feet of land as shown on a plan entitled "Taking Plan of Land in Canton, Massachusetts by Whitman and Howard, Inc., dated December 15, 1987", on file with the office of the Secretary of the Metropolitan District Commission, and to grant a permanent easement on, over and through said land to the Town of Canton for access and water supply purposes only, in accordance with and subject to such terms and conditions as the Metropolitan District Commission shall prescribe.
Associate Commissioner Elkort did not participate in discussion nor vote on this matter. Therefore, due to a lack of a quorum, the item was Held Over.

Adjourned at 12:10 p.m. to meet on Thursday, October 31, 1991 at 10:00 a.m.

William F. Cruchley
Secretary

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Record of the Three Thousand Five Hundred and Eighty Seventh (3587th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, October 31, 1991 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, and Settles.

The Secretary submitted for signature the following paper which was signed by the Commissioner and four Associate Commissioners:

1. **RESOLUTION**

Resolved: That the Metropolitan District Commission in its Meeting held on October 31, 1991, does hereby recognize the recent retirement of Lawrence F. Feloney, a Justice of the Cambridge District Court, following 38 years of distinguished public service with the Commonwealth of Massachusetts, and for the example he has set for others during this time; that the Commissioner and Associate Commissioners, constituting said Metropolitan District Commission, do hereby extend to him their cordial best wishes that the years of his retirement may be many, and that they may be fruitful in the happiness and contentment he so richly deserves; that this Resolution be spread upon the records of this Meeting; and that the Secretary prepare and forward a suitably inscribed copy thereof to Justice Lawrence F. Feloney.

The Secretary then submitted for signature the following papers which were signed by the Commissioner and four Associate Commissioners:

2. Contract No. P92-1629-M1A, dated October 31, 1991, with P. J. Kennedy & Sons, Inc., for Servicing of Heating, Ventilation, and/or Air Conditioning Systems at Various MDC Facilities.

3. Contract No. P91-1598-C1A, dated October 31, 1991, with Allied Weatherproofing Company, Inc., for Rehabilitation of the Castle Island Sanitary Building, South Boston, Massachusetts.

Action was taken upon the following matters relating to the Engineering and Construction Division:

4. Report of Messrs. Faucher and Jackson, October 7, recommending the following on Contract No. P90-1573-C1A, with Brightway Corporation, for 1990 Parkway Landscape Improvements, Various Locations -
(a) That work be accepted as completed as of June 15, 1991.
(b) That Estimate No. 5 (Final), in the amount of $1,843.00, be approved for payment.
(c) That reserve, in the amount of $3,063.78, be approved for payment.
(Basis of Award - $163,880.00)
(Amount to Date - $181,275.51)
(Contract Administration Rating - 4.00)
(Landscape Architects' Rating - 2.80)
(EEO Compliance - 4.80)
The Commission V O T E D: that the work of Brightway Corporation, Contractor under Contract No. P90-1573-C1A, for 1990 Parkway Landscape Improvements, Various Locations, be and hereby is accepted as completed as of June 15, 1991.
The Commission further V O T E D: to approve Estimate No. 5 (Final), in the amount of $1,843.00, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $3,063.78, for payment.

5. Report of Messrs. Faucher and Young, October 22, submitting for approval Work Schedule and Project Summary and requesting permission to advertise Project No. P92-1631-M1A, Street Lighting Maintenance. Estimated Cost for the 24-month project is $580,000.00
Account No. 2444-9001-NN-FY 92
Account No. 2444-9001-NN-FY 93
Account No. 2444-9001-NN-FY 94.

The Commission V O T E D: Approved as recommended by Messrs. Faucher and Young in their report of October 22, 1991.

1. Report of Messrs. Faucher and Giella, October 29, submitting for approval Project Summary, Work Schedule, Project Justification and requesting permission to advertise Project No. P92-1630-C1A, Removal of Two Tugboats from the Charles River Lower Basin, Boston. Estimated Cost $45,000.00. Account No. 2449-7350.
The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to advertise.

Action was taken upon the following matter relating to the Central Services Division:

2. Report of Messrs. Kerins and Griffin, October 16, recommending approval of a service agreement with Diamond Uniform Co., for uniform rentals for Division Automotive Mechanics, at a rate of $4.00 per week per individual with an estimated cost of $6,400.00 for Fiscal Year 1992. Account No. 2440-0010-JJ.
The Commission V O T E D: Approved as recommended by Messrs. Kerins and Griffin in their report of October 16, 1991.

Action was taken upon the following matter relating to the Office of Real Property:

3. Report of Mr. Gray, September 16, on behalf of the MDC Land Board, recommending that in accordance with Chapter 530 of the Acts of 1989, to declare as surplus to its needs that certain parcel of land located on the northerly side of Randolph Street in the Town of Canton, comprising approximately 79,804 square feet of land as shown on a plan entitled "Taking Plan of Land in Canton, Massachusetts by Whitman and Howard, Inc., dated December 15, 1987", on file with the office of the Secretary of the Metropolitan District Commission, and to grant a permanent easement on, over and through said land to the Town of Canton for access and water supply purposes only, in accordance with and subject to such terms and conditions as the Metropolitan District Commission shall prescribe.
The Commission V O T E D: Held Over. Associate Commissioner Elkort did not participate in discussion nor vote on this item.

4. At this point, the Commission discussed in detail the coastal storm of the past few days and the damage it inflicted on Commission property.
Following the discussion, the Commission V O T E D: to authorize Commissioner Bhatti to take appropriate emergency action needed to repair damage to Commission property, thereby insuring the safety and well being of the residents of the Metropolitan District.
Commissioner Bhatti was then asked to submit to the Commission, for ratification and approval, any emergency contract work which he authorized as a result of this vote.

Adjourned at 11:05 a.m. to meet on Thursday, November 7, 1991 at 10:00 a.m.

William F. Cushnie
Secretary

Record of the Three Thousand Five Hundred and Eighty Eighth (3588th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, November 7, 1991 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Jones and Settles.

Action was taken upon the following matters relating to the Engineering and Construction Division:

1. Report of Messrs. Faucher and Young, October 30, submitting for approval Project Summary, Work Schedule, Project Justification and requesting permission to advertise Project No. P92-1632-MIA, Servicing Traffic Signals and Control Systems, Middlesex Fells and Revere Beach Districts. Estimated Cost $377,500.00. Time for Performance 24 months.
Account Nos. 2444-9001-NN and 2490-8881.
Associate Commissioner Jones noting the severity of the damage inflicted on MDC property by the recent coastal storm, questioned whether the level of funding requested for Servicing Traffic Signals and Control Systems in various MDC Districts will be sufficient. He then stated that in view of delays in receiving Federal reimbursement for storm damage, it is quite possible that the Division may have to return to the Commission for additional funding for the following projects -
Project No. P92-1632-M1A, Servicing Traffic Signals and Control Systems, Middlesex Fells and Revere Beach Districts.
Project No. P92-1633-M1A, Servicing Traffic Signals and Control Systems, Blue Hills and Old Colony Districts.
Project No. P92-1634-M1A, Servicing Traffic Signals and Control Systems, Charles River Basin Districts.
The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to Advertise.

2. Report of Messrs. Faucher and McCalla, October 30, submitting for approval Project Summary, Work Schedule, Project Justification and requesting permission to advertise Project No. P92-1633-MIA, Servicing Traffic Signals and Control Systems, Blue Hills and Old Colony Districts. Estimated Cost $377,000.00. Time for Performance 24 months.
Account Nos. 2444-9001-NN and 2490-8881.
The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to Advertise.

3. Report of Messrs. Faucher and Kirwin, October 30, submitting for approval Project Summary, Work Schedule, Project Justification and requesting permission to advertise Project No. P92-1634-MIA, Servicing Traffic Signals and Control Systems, Charles River Basin Districts. Estimated Cost $375,000.00. Time for Performance 24 months.
Account Nos. 2444-9001-NN and 2490-8881.
The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to Advertise.

4. Report of Messrs. Faucher and Lespasio, October 18, recommending the following on Contract No. P87-1425-C3A, with D & R General Contracting, Inc., for Repairing/Replacing Bituminous and Cement Concrete Sidewalks -
(a) That work be accepted as completed as of July 31, 1991.
(b) That Estimate No. 5 (Final), in the amount of $8,384.51, be approved for payment.
(c) That reserve, in the amount of $17,851.73, be approved for payment.
(Basis of Award - $316,910.20)
(Amount to Date - $357,034.55)
(Contract Administration Rating - 3.86)
(EEO Compliance - 4.60)
At the request of Willie Brown, Director of EEO/AA, the Commission V O T E D: to Hold Over this item pending receipt of additional information.

5. Report of Messrs. Faucher and Mayhew, November 1, on bids for

Repairs to the Powder Magazine Roof, Georges Island, Boston Harbor, Massachusetts, Contract No. P90-1583-CIA.
Account No. 2440-9984.
(Messrs. Faucher and Mayhew recommend acceptance of the low bid, that of L. V. Mawn Corporation, of $99,349.00).
The Commission V O T E D: to accept the lowest bid, that of L. V. Mawn Corporation, of $99,349.00.

1. Report of Messrs. Faucher and Lespasio, October 30, recommending approval of the request of Boston Building and Bridge Corporation, Contractor on Project No. P87-1425-C4A, for Repairing/Replacing Bituminous/Cement Concrete Sidewalks, to engage the services of T. MacKay Co., as sub-contractor for the following Items -
001-010 - Unclassified Excavation
002-010 - Ledge Excavation
003-010 - Gravel Borrow
004-010 - Loam Borrow
005-010 - Catch Basins and Manholes Adjusted to Grade
006-101 - Catch Basins and Manholes Rebuilt
008-010 - Utility Boxes Adjusted to Grade
009-010 - Edgestone Removed & Stored or Disposed of
010-010 - Granite Edgestone R&R
011-010 - New Granite Edgestone VA-4 6" X 18' Straight
012-010 - New Granite Edgestone VA-4 6" X 18' Curved
013-010 - Granite Corner Blocks R&R
014-010 - New Granite Corner Blocks 2' Radius
015-010 - Pavement Trimming
016-010 - Cement Concrete in Front of Edgestone
017-010 - Cement Concrete Sidewalk, Medians, Traffic Island 4" TH
019-010 - Handicap Ramps
Total Cost $92,560.00
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Lespasio in their report of October 30, 1991.

2. Report of Messrs. Faucher and Chan, October 29, recommending approval of a revision in quantities on Item No. 017-010, treatment of excess groundwater, at a cost of $68,000.00, on Contract No. P90-1574-CIA, with Seaman Bratko Corporation, for Furnishing and Installing New Storage Tanks, Pumps and Automated Fuel Management Equipment at Various MDC Locations.
Account No. 2440-8881.
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Chan in their report of October 29, 1991.

3. Report of Mr. Faucher and Miss Peterson, October 29, recommending the following on Contract-Agreement P82-1054-DID, with Edwards & Kelcey, Inc., for Engineering Services for Upgrading and Rehabilitation of the MDC Charles Circle Bridges #57A and #57B.
(a) Amending the contract scope of services, wage rates, overhead rate, personnel classifications and contract completion date, as outlined in the aforementioned report.
(b) Transferring unused funds in the amount of $1000.00 from Task B Site Inspection, $800.00 from Task C Field Survey, and $11,000.00 from Task L Reimbursable Expenses and Additional Services to Task H Contract Plans.
(c) Transferring funds in the amount of $13,372.31 from Task J Construction Services to Task D Traffic Management, Task H Contract Plans, and Task I Inter-Agency and Community Coordination Program in order to allow the consultant to commence work on the additional scope of services immediately.
(d) Amending the upset limit of the contract by increasing it from $212,655.20 to $231,230.92 in order to reimburse $5203.41 to Task K Bridge Rating Report previously transferred to Task B Site Inspection and reimburse $13,372.31 to Task J Construction Services which will be transferred to Tasks D, H and I.
(Funding available in Account No. 2440-0009).
The Commission V O T E D: Approved as recommended by Mr. Faucher and Miss Peterson in their report of October 29, 1991.

Action was taken upon the following Various Matters:

1. Report of Mr. Clay, October 22, on bids for Pest Control Services for the Franklin Park and Stone Zoos.
Account No. 2443-2000.
(Mr. Clay recommends acceptance of the low bid, that of Patriot Pest Control, of $9,880.00, for FY92).
The Commission V O T E D: to accept the lowest bid, that of Patriot Pest Control, of $9,880.00, for FY92.

2. Report of Mr. Wright, October 31, submitting for approval and signature annual contract with the City of Boston pertaining to the maintenance and operation of the James Michael Curley Recreational Facility, Day Boulevard, South Boston.
The Commission V O T E D: Approved.
The Secretary then submitted for signature annual contract with the City of Boston, dated November 7, 1991, which was signed by the Commissioner and four Associate Commissioners.

Action was taken upon the following matter relating to the Office of Real Property:

3. Report of Mr. Gray, September 16, on behalf of the MDC Land Board, recommending that in accordance with Chapter 530 of the Acts of 1989, to declare as surplus to its needs that certain parcel of land located on the northerly side of Randolph Street in the Town of Canton, comprising approximately 79,804 square feet of land as shown on a plan entitled "Taking Plan of Land in Canton, Massachusetts by Whitman and Howard, Inc., dated December 15, 1987", on file with the office of the Secretary of the Metropolitan District Commission, and to grant a permanent easement on, over and through said land to the Town of Canton for access and water supply purposes only, in accordance with and subject to such terms and conditions as the Metropolitan District Commission shall prescribe.
The Commission V O T E D: Held Over. Associate Commissioner Elkort did not participate in discussion nor vote on this item.

The following matters were placed on the agenda for the information of the Commission:

4. The following schedules were approved for payment by the Commissioner during the period from September 23, 1991 to September 30, 1991.

Expenditures $181,479.48

5. The following schedules were approved for payment by the Commissioner during the period from September 30, 1991 to October 7, 1991.

Expenditures $699,602.06

6. The following schedules were approved for payment by the Commissioner during the period from October 7, 1991 to October 15, 1991.

Expenditures $640,103.76

7. The following schedules were approved for payment by the Commissioner during the period from October 15, 1991 to October 21, 1991.

Expenditures $154,510.34

8. The following schedules were approved for payment by the Commissioner during the period from October 21, 1991 to October 28, 1991.

Expenditures $852,525.13

Adjourned at 11:50 p.m. to meet on Thursday, November 14, 1991 at 10:00 a.m.

William F. Cronin
Secretary

Record of the Three Thousand Five Hundred and Eighty Ninth (3589th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, November 14, 1991 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Jones and Settles.

The Records of the Commission Meeting held on October 3, 1991, October 10, 1991 and October 17, 1991, were read and approved.

Action was taken upon the following matters relating to the Engineering and Construction Division:

1. Report of Messrs. Faucher and Lespasio, October 18, recommending the following on Contract No. P87-1425-C3A, with D & R General Contracting, Inc., for Repairing/Replacing Bituminous and Cement Concrete Sidewalks -
(a) That work be accepted as completed as of July 31, 1991.
(b) That Estimate No. 5 (Final), in the amount of $8,384.51, be approved for payment.
(c) That reserve, in the amount of $17,851.73, be approved for payment.
(Basis of Award - $316,910.20)
(Amount to Date - $357,034.55)
(Contract Administration Rating - 3.86)
(EEO Compliance - 4.60)
The Commission V O T E D: Held Over.

2. Report of Messrs. Faucher and Abounaja, October 15, recommending approval of the request of the Consultant to substitute 8 Sycamore Maple Trees - Item No. 021-030 and 6 Patmore Ash Trees for 14 Autumn Purple Trees - Item No. 021-040 and to replace 16 Chinese Elm Trees - Item No. 021-080 with 16 Homestead Elm Trees and to substitute 1 London Plane Tree for 1 Newport Ash Tree - Item No. 021-050, on Contract No. P89-1556-C1A, with John Mahoney Construction Co./Whittier Equipment Corp., for Old Harbor Park. (At no additional Contract cost to the Commission).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Abounaja in their report of October 15, 1991.

3. Report of Messrs. Faucher and Griffin, October 15, requesting approval of the following on Contract No. P88-1546-C2A, with C. J. Mabardy, Inc., for Alewife Brook Clean-up, Phase II -
(a) An extension of time from July 15, 1991 to May 15, 1992.
(b) Extra Work Order No. 1, in the amount of $8,006.67, for additional clearing and grubbing of Japanese Knotweed.
(c) A revision in quantities on Item No. 3, loam borrow, at a cost of $4,000.00.
(Funds available in Account No. 2440-9898).
The Commission V O T E D: to approve an extension of time from July 15, 1991 to May 15, 1992, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.
The Commission further V O T E D: to approve Extra Work Order No. 1, in the amount of $8,006.67.
The Commission further V O T E D: to approve a revision in quantities on Item No. 3, loam borrow, at a cost of $4,000.00, as recommended by Messrs. Faucher and Abounaja in their report of October 15, 1991.

Action was taken upon the following matters relating to the Watershed Management Division:

4. Report of Messrs. McGinn and Kane, November 5, recommending approval of the request of the Contractor for an extension of time from November 13, 1991 to December 28, 1991, on Contract No. WM91-000-X1A, with Richard A. Turner and Company, Inc., for Emergency Electrical Contract Work at Quabbin Hill Tower, Belchertown, Massachusetts, due to late arrival of a required switch.
(At no additional cost to the Commission).
The Commission V O T E D: Approved as recommended by Messrs. McGinn and Kane in their report of November 5, 1991.

1. Report of Messrs. McGinn and Kyriazidis, November 5, recommending approval of the request of the Consultant for an extension of time from November 30, 1991 to June 30, 1992, on Contract No. WM89-014-S1A, with GEI Consultants, Inc., for Emergency Action Plan, Wachusett Dam, Clinton, Massachusetts, due to problems with Computer Modeling of the dam failure simulation.
(At no additional cost to the Commission).
The Commission V O T E D: Approved.

2. Report of Mr. McGinn, November 6, requesting approval to engage the services of 10 rain gauge observers, at a cost of $180.00 per observer, for Fiscal Year 1992. Total cost $1,800.00, as follows:

QUABBIN	WACHUSETT
Arthur R. Coolidge	Dennis S. Moore
Doris E. Cornwell	Kathryn R. Murdock
Glenn M. Dickson	Gerald A. Prizio
John Guzik	David Rota
Lawrence Brouillet	Worcester Horticultural County Citizens

(Funding available in Account No. 2420-1400-HH).
Associate Commissioner Jones spoke of the long and dedicated service to the Commission by the rain gauge observers. He suggested that the Division prepare letters, for the Commissioner's signature, acknowledging their outstanding service.
The Commission V O T E D: Approved.

Action was taken upon the following Various Matter:

3. Report of Mr. Jewett, November 12, on behalf of the Consultant Selection Committee, recommending selection of Woodward-Clyde Consultants, for Quabbin Reservoir Seismic Stability Study Ware/Belchertown, Massachusetts. Cost plus fixed fee at a not-to-exceed cost of $250,000.00 - subject to negotiation. Time for Performance will be twelve months from Contract execution. Account No. 2420-8881-00.
Associate Commissioner Jones noted the importance of this project in preserving the water supply of Metropolitan Boston. He questioned if it would be advisable to have more than one opinion on the seismic stability of the Quabbin Reservoir.
Mr. Kane assured the Commission that Woodward-Clyde Consultants was not selected on the basis of cost but rather the Consultant Selection Committee felt that the selected Consultant was extremely qualified and, further, has a national and international reputation for excellence in this field. Mr. Kane further stated that principals of Woodward-Clyde are the authors of industry accepted text books dealing with seismic stability. Additionally, he noted, not only would a copy of the seismic study be furnished to the Massachusetts Water Resources Authority for technical review and comment but, also, its backup data will be subject to technical and peer review by the Federal Energy Regulatory Commission (FERC) and the U.S. Army Corps of Engineers. This investigation will, therefore, be subject to the most extensive scrutiny possible, he explained.
Mr. Kane then stated that if the Commission approves Woodward-Clyde Consultants, for this study, he must then submit to FERC the firm and its staff's credentials for review and approval.
At this point, Mr. Lespasio, a member of the Consultant Selection Committee, assured the Commission that in his opinion the Committee had selected the most highly qualified firm for the project and he was completely confident that Woodward-Clyde Consultants was the best choice. He then noted that Woodward-Clyde's Project Manager was also the Head of the American Society of Testing Materials Committee on soils.
Associate Commissioner Jones questioned the complete reliance of computer modeling and felt that on-site inspection should also be done.
Mr. Kane assured the Commission that not only will on-site inspection take place on a regular basis but test drillings and other soil/material sampling will take place including laboratory analysis of the samples.
The Commission V O T E D: Approved.

1. Report of Mr. Clay, November 13, requesting ratification and approval of the award of an Emergency Clean-Up Contract to The Zecco Company, and authorize payment in the amount of $1,050.00, for removal of waste oil illegally dumped at the Franklin Park Zoo's Morton Street Parking Lot. Account No. 2443-2000.
The Commission V O T E D: to Ratify and Approve the award of an Emergency Clean-Up Contract to The Zecco Company.
The Commission further V O T E D: to authorize payment in the amount of $1,050.00, for removal of waste oil illegally dumped at the Franklin Park Zoo's Morton Street Parking Lot.

Action was taken upon the following matter relating to the Office of Real Property:

2. Report of Mr. Gray, September 16, on behalf of the MDC Land Board, recommending that in accordance with Chapter 530 of the Acts of 1989, to declare as surplus to its needs that certain parcel of land located on the northerly side of Randolph Street in the Town of Canton, comprising approximately 79,804 square feet of land as shown on a plan entitled "Taking Plan of Land in Canton, Massachusetts by Whitman and Howard, Inc., dated December 15, 1987", on file with the office of the Secretary of the Metropolitan District Commission, and to grant a permanent easement on, over and through said land to the Town of Canton for access and water supply purposes only, in accordance with and subject to such terms and conditions as the Metropolitan District Commission shall prescribe.
The Commission V O T E D: Held Over. Associate Commissioner Elkort did not participate in discussion nor vote on this item.

3. Associate Commissioner Landers did not vote on the approval of these matters as she was not sworn in as Associate Commissioner until December 12, 1991.

The following matter was placed on the agenda for the information of the Commission:

The following schedules were approved for payment by the Commissioner during the period from October 28, 1991 to November 4, 1991.

Expenditures $570,269.49

Adjourned at 11:10 a.m. to meet on Thursday, November 21, 1991 at 10:00 a.m.

William F. Cusack
Secretary

Record of the Three Thousand Five Hundred and Ninetieth (3590th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, November 21, 1991 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Jones and Settles.

The Records of the Commission Meetings held on October 24, 1991 and October 31, 1991, were read and approved.

Action was taken upon the following matters relating to the Engineering and Construction Division:

1. Report of Messrs. Faucher and Lespasio, October 18, recommending the following on Contract No. P87-1425-C3A, with D & R General Contracting, Inc., for Repairing/Replacing Bituminous and Cement Concrete Sidewalks -
(a) That work be accepted as completed as of July 31, 1991.
(b) That Estimate No. 5 (Final), in the amount of $8,384.51, be approved for payment.
(c) That reserve, in the amount of $17,851.73, be approved for payment.
(Basis of Award - $316,910.20)
(Amount to Date - $357,034.55)
(Contract Administration Rating - 3.86)
(EEO Compliance - 4.60)
The Commission V O T E D: Held Over.

2. Report of Messrs. Faucher and Jackson, November 7, recommending the following on Service Contract with Caprera Construction Co., Inc., for Hurricane Damage to Trees on the Lynnway, Lynn -
(a) That work be accepted as completed as of August 25, 1991.
(b) That Final Payment, in the amount of $4,018.96, be approved for payment.
(Basis of Award - $5,000.00)
(Amount to Date - $4,018.96)
(Contract Administration Rating - 4.50)
(EEO Compliance - N/A)
The Commission V O T E D: that the work of Caprera Construction Co., Inc., Contractor for Hurricane Damage to Trees on the Lynnway, Lynn, be and hereby is accepted as complete as of August 25, 1991. The Commission further V O T E D: to approve Final payment, in the amount of $4,018.96, for payment.

3. Report of Messrs. Faucher and Giella, November 15, recommending approval of the request of the Contractor for an extension of time from August 31, 1991 to June 26, 1992, on Contract No. P85-1342-C1A, with C. J. Mabardy, Inc., for Construction of Riverwalk Park, Waltham, due to delays in land transfer and completion of contract requirements.
(Additional cost subject to negotiation).
The Commission V O T E D: to approve an extension of time from August 31, 1991 to June 26, 1992, as recommended by Messrs. Faucher and Giella in their report of November 15, 1991, to be effective, however, only upon receipt of the written consent of the bonding company.

Action was taken upon the following matter relating to the Watershed Management Division:

4. Report of Mr. McGinn, November 8, submitting for approval and execution Quabbin Park Cemetery Deed No. Q-1695, conveying Northwest 1/4 of Lot No. 1255, to Mr. Joseph M. McGinn.
The Commission V O T E D: Delete from Agenda.

Action was taken upon the following matter relating to the Recreational Facilities and Programs Division:

5. Report of Miss Connolly, November 18, recommending approval of an Agreement between the Commission and Charles River Recreation, Inc., to operate the Weston Ski Track at the Leo J. Martin Golf Course for the period from December 9, 1991 through March 15, 1992.

Noting that the water to be used to make artificial snow would be pumped from the Charles River, Associate Commissioner Jones asked that signs be erected at strategic locations so notifying the public.
Mr. Smith assured the Commission that the signs would be erected by opening day of the Weston Cross Country Ski Track.
The Commission V O T E D: Approved.

Action was taken upon the following Various Matters:

1. Report of Mr. Jewett, November 15, requesting approval of an Open Order Contract required by the Department of the Attorney General for expert support services in connection with their representation of the Commission in various land damage cases, court cases and other similar matters. Estimated Cost $217,500.00. Time for Performance through June 30, 1992. (Funding available in Account Nos. 2441-9886, 2420-1400 and 2420-1846).
The Commission V O T E D: Approved.

2. Report of Mr. Jewett, November 15, recommending the following on Contract No. P90-1577-C9A, with Raccuia Brothers Plumbing Co., Inc., for Cross Connections, Backflow Preventors and Sewer Meter, Charles River Dam, Charlestown, Massachusetts.
(At no additional Cost to the Commission).
(a) That the Commission Vote of May 30, 1991, awarding Contract No. P90-1577-C9A to Raccuia Brothers Plumbing Co., Inc., (Order No. 46067), be amended by substituting Account No. 2440-7880 for Account No. 2440-7893.
(b) That the Commission Vote of October 3, 1991, approving Extra Work Order No. 1, in the amount of $4,490.00, for emergency removal, furnishing and installing a new 100 gallon electrical commercial use water heater at the Metro Police Marine Facility, Charles River Locks and Dam, (Order No. 46177), be amended by substituting Account No. 2440-7880 for Account No. 2440-7893.
The Commission V O T E D: to amend its vote of May 30, 1991, awarding Contract No. P90-1577-C9A to Raccuia Brothers Plumbing Co., Inc., (Order No. 46067), by substituting Account No. 2440-7880 for Account No. 2440-7893.
The Commission further V O T E D: to amend its vote of October 3, 1991, approving Extra Work Order No. 1, in the amount of $4,490.00, for emergency removal, furnishing and installing a new 100 gallon electrical commercial use water heater at the Metro Police Marine Facility, Charles River Locks and Dam, (Order No. 46177), by substituting Account No. 2440-7880 for Account No. 2440-7893.

3. Report of Mr. Jewett, November 15, requesting approval of an Open Order Contract required by the Department of the Attorney General for a Special Master and expert engineering services in connection with their representation of the Commission, in Sutton Corporation vs. the Metropolitan District Commission Civil Action No. 82 - 1930 (Middlesex). Estimated Cost not-to-exceed $22,000.00 (Special Master $12,000.00 - Engineering Services $10,000.00). Time for Performance through June 30, 1992. (Funding available in Account No. 2441-8841).
Associate Commissioner Jones asked that Mr. Jewett provide, for Commission files, further information concerning the Civil Action and the reason for the delay in processing the Open Order Contract for Professional Services.
The Commission V O T E D: Approved as recommended by Mr. Jewett in his report of November 15, 1991.

4. Report of Mr. Baratta, November 21, recommending that the Commission authorize a professional services contract, in an amount not to exceed $25,000.00, with a qualified engineering firm, to be available on an as-needed basis to the MDC Chief Engineer, for consultation and other expert advice during design and construction of various engineering projects.
(Source of Funding to be determined).
The Commission V O T E D: Approved.

Action was taken upon the following matter relating to the Office of Real Property:

1. Report of Mr. Gray, September 16, on behalf of the MDC Land Board, recommending that in accordance with Chapter 530 of the Acts of 1989, to declare as surplus to its needs that certain parcel of land located on the northerly side of Randolph Street in the Town of Canton, comprising approximately 79,804 square feet of land as shown on a plan entitled "Taking Plan of Land in Canton, Massachusetts by Whitman and Howard, Inc., dated December 15, 1987", on file with the office of the Secretary of the Metropolitan District Commission, and to grant a permanent easement on, over and through said land to the Town of Canton for access and water supply purposes only, in accordance with and subject to such terms and conditions as the Metropolitan District Commission shall prescribe.
The Commission V O T E D: Held Over. Associate Commissioner Elkort did not participate in discussion nor vote on this item.

2. Associate Commissioner Landers did not vote on the approval of these matters as she was not sworn in as Associate Commissioner until December 12, 1991.

Adjourned at 12:00 noon, to meet on Thursday, December 5, 1991 at 10:00 a.m.

William F. Cushnie
Secretary

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Record of the Three Thousand Five Hundred and Ninety First (3591st) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, December 5, 1991 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Jones and Settles.

The Records of the Commission Meeting held on November 7, 1991, were read and approved.

The Secretary submitted for signature the following papers which were signed by the Commissioner and four Associate Commissioners:

1. Agreement, dated December 5, 1991, between the Commission and Charles River Recreation, Inc., to operate the Weston Ski Track at the Leo J. Martin Golf Course, for the period from December 9, 1991 through March 15, 1992.

2. Contract No. P90-1583-C1A, dated December 5, 1991, with L. V. Mawn Corporation, for Repairs to the Powder Magazine Roof, Georges Island, Boston Harbor, Boston.

Action was taken upon the following matters relating to the Engineering and Construction Division:

3. Report of Messrs. Faucher and Lespasio, October 18, recommending the following on Contract No. P87-1425-C3A, with D & R General Contracting, Inc., for Repairing/Replacing Bituminous and Cement Concrete Sidewalks -
(a) That work be accepted as completed as of July 31, 1991.
(b) That Estimate No. 5 (Final), in the amount of $8,384.51, be approved for payment.
(c) That reserve, in the amount of $17,851.73, be approved for payment.
(Basis of Award - $316,910.20)
(Amount to Date - $357,034.55)
(Contract Administration Rating - 3.86)
(EEO Compliance - 4.60)
The Commission V O T E D: that the work of D & R General Contracting, Inc., Contractor under Contract No. P87-1425-C3A, for Repairing/Replacing Bituminous and Cement Concrete Sidewalks, be and hereby is accepted as complete as of July 31, 1991.
The Commission further V O T E D: to approve Estimate No. 5 (Final), in the amount of $8,384.51, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $17,851.73, for payment.

4. Report of Messrs. Faucher and Young, November 15, recommending approval of the request of the Contractor for an extension of time from December 31, 1991 to January 31, 1992, on Contract No. P90-1570-M1A, with Penachio Brothers Electrical Corp., for Street Lighting Maintenance MDC Roadways and Parkways, due to delays in the project caused by funding constraints.
(At no additional Contract cost to the Commission).
The Commission V O T E D: to approve an extension of time from December 31, 1991 to January 31, 1992, as recommended by Messrs. Faucher and Young in their report of November 15, 1991, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

5. Report of Messrs. Faucher and Yuan, November 20, recommending approval of the request of R. Zoppo Co., Inc., Contractor on Contract No. P84-1276-C1B, for Bridge Deck Resurfacing of the John F. Gilmore Bridge, Cambridge - Boston, to engage the services of Trimount Bituminous Products Co., as sub-contractor for Bituminous Planing of Roadway surfaces, at cost of $5,850.00 to the Contractor.
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Yuan in their report of November 20, 1991.

6. Report of Messrs. Faucher and Mayhew, November 8, recommending approval of Extra Work Order No. 3, as follows, on Contract No.

P86-1393-C3A, with Bay State Contracting Co., Inc., for Rehabilitation of the Rev. Romano Simoni and Louis E. Porazzo Ice Skating Rink, Cambridge and East Boston -

Item C	-	$ 1,849.97
Fence Shielding, Cambridge		
Item D	-	$ 5,293.77
Handicapped Access Ramp, East Boston		
Item E	-	$42,536.46
Rebuild Existing Restrooms to Conform with Handicapped Code, East Boston		
Item F	-	$ 1,656.01
Relocate Water Line and Vent Pipe, Cambridge		
Item G	-	$ 1,607.12
Revision of Slope from Zamboni Room, Cambridge		
Item H	-	$ 2,709.38
Reconfigure Apron at Community Room, East Boston		
Item I	-	$ 262.43
Undercut New Team Room Doors, Cambridge		
Item J	-	$ 1,475.13
Rebuild Existing Masonry Walls, Cambridge		
Item K	-	$ 7,350.82
Additional Concrete Required for Rink Slabs at Cambridge and East Boston and Team Room Floors at Cambridge		
Item L	-	$ 4,765.36
Additional Electrical Work at Cambridge and East Boston		
Item M	-	$ 1,553.16
Additional Roof Planks Over Rink Roof, East Boston		
Item R	-	$ 534.38
Additional Header Trench Plates, East Boston		
	Total Cost -	$71,670.99

(Account No. 2440-7885).
The Commission V O T E D: to approve Extra Work Order No. 3, in the amount of $71,670.99.

1. Report of Messrs. Faucher and Mayhew, November 14, requesting rejection of the low unrestricted sub-bid of Rinaldi Tile Company, in the amount of $15,388.00, for Section 9E - Ceramic Tile, on Contract No. P91-1598-C1A, with Allied Weatherproofing Co., Inc., for Rehabilitation of the Castle Island Sanitary, South Boston, due to Rinaldi's inability to obtain a bond as required by the Contractor. Messrs. Faucher and Mayhew further request that the Commission accept the second low unrestricted sub-bid, that of Bonumo Tile Co., in the amount of $23,300.00, which will result in an increase in the total bid of Allied Weatherproofing from $85,800.00 to $93,909.80. The $7,912.00 increase is for Section 9E Ceramic Tile plus $197.80 for additional General Contractors Bond. Total additional cost $8,109.80.
(Additional funding available in Account No.2440-8885).
The Commission V O T E D: to reject the low unrestricted sub-bid of Rinaldi Tile Company, in the amount of $15,388.00, for Section 9E - Ceramic Tile, on Contract No. P91-1598-C1A, with Allied Weatherproofing Co., Inc., for Rehabilitation of the Castle Island Sanitary, South Boston, due to Rinaldi's inability to obtain a bond as required by the Contractor.
The Commission further V O T E D: to accept the second low unrestricted sub-bid, that of Bonumo Tile Co., in the amount of $23,300.00, which will result in an increase in the total bid of Allied Weatherproofing from $85,800.00 to $93,909.80, (the $7,912.00 increase is for Section 9E Ceramic Tile plus $197.80 for additional General Contractors Bond - total additional cost $8,109.80), as recommended by Messrs. Faucher and Mayhew in their report of November 14, 1991.

2. Report of Messrs. Faucher and Arinella, November 21, recommending the following on Contract No. P90-1577-C9A, with Raccuia Brothers Plumbing Co., Inc., for Installing Cross Connections, Backflow Preventors and Sewer Meter, Charles River Dam, Boston, Massachusetts -

(a) That work be accepted as completed as of August 15, 1991.
(b) That Estimate No. 2 (Final), in the amount of $17,809.30, be approved for payment.
(c) That reserve, in the amount of $1,647.88, be approved for payment.
(Basis of Award - $29,850.00)
(Amount to Date - $32,957.63)
(Contract Administration Rating - 4.00)
(EEO Compliance - N/A)

The Commission V O T E D: that the work of Raccuia Brothers Plumbing Co., Inc., Contractor under Contract No. P90-1577-C9A, for Installing Cross Connections, Backflow Preventors and Sewer Meter, Charles River Dam, Boston, Massachusetts, be and hereby is accepted as completed as of August 15, 1991.
The Commission further V O T E D: to approve Estimate No. 2 (Final), in the amount of $17,809.30, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $1,647.88, for payment.

Action was taken upon the following matter relating to the Watershed Management Division:

1. Report of Mr. McGinn, November 25, submitting for approval Work Schedule, Project Summary and Justification and requesting permission to advertise Project No. WM93-001-S1A, Consultant Services for Facilities Plan - West Boylston. Estimated Cost $125,000.00. Account No. 2420-1400-NN.
Mr. McGinn discussed the project in detail and responded to a series of questions posed by the Commission concerning the effect of the project on the Town of West Boylston and the Wachusett Reservoir.
Mr. McGinn explained that this project will include a study and plan for the future development of sewer facilities in the Town of West Boylston.
He then stated that once the overall study and facilities phase of the overall project is completed, a Request for Proposals will be prepared and bids will be solicited for the construction of a sewer facility for protection of Wachusett Reservoir from failed and deteriorated septic systems.
The Commission V O T E D: Approved.

Action was taken upon the following Various Matters:

2. Report of Mr. Baratta, November 22, submitting for approval and execution Quabbin Park Cemetery Deed No. Q-1695, conveying Northwest 1/4 of Lot No. 1255, to Mr. Joseph M. McGinn.
The Commission V O T E D: Approved.
The Secretary then submitted for signature Quabbin Park Cemetery Deed No. Q-1695, dated December 5, 1991, which was signed by the Commissioner and two Associate Commissioners.

3. Report of Jeanne Zilligen and Aimee Charlton, November 20, requesting that the Commission authorize participation in the 1992 Massachusetts Horticultural Society Flower Show, in recognition of the Centennial of M.D.C., and authorize the expenditure of approximately $20,000.00 for specialized services which cannot be provided by in-house staff.
(Funding available in Account No. 2448-0000).
Ms. Zilligen explained that the concept of the display will be an overview of the MDC's history from 1892 to 1992.
She noted that the major portion of the construction of the display will be performed by staff. However, she explained, certain specialized work cannot be performed by staff and therefore, Requests for Proposals must be solicited for the additional work. These services will include -
Specialized photography and reproduction.
Construction of a three dimensional base of the Metropolitan Parks System including accessories.
Additional specialized photographic reproductions and materials or the reproduction of historic photographs and maps.
The Commission V O T E D: to authorize participation in the 1992 Massachusetts Horticultural Society Flower Show, in recognition of the Centennial of M.D.C.

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The Commission further V O T E D: to approve the expenditure of an amount not-to-exceed $20,000.00 for specialized services which cannot be provided by in-house staff.

Action was taken upon the following matter relating to the Office of Real Property:

1. Report of Mr. Gray, September 16, on behalf of the MDC Land Board, recommending that in accordance with Chapter 530 of the Acts of 1989, to declare as surplus to its needs that certain parcel of land located on the northerly side of Randolph Street in the Town of Canton, comprising approximately 79,804 square feet of land as shown on a plan entitled "Taking Plan of Land in Canton, Massachusetts by Whitman and Howard, Inc., dated December 15, 1987", on file with the office of the Secretary of the Metropolitan District Commission, and to grant a permanent easement on, over and through said land to the Town of Canton for access and water supply purposes only, in accordance with and subject to such terms and conditions as the Metropolitan District Commission shall prescribe.
The Commission V O T E D: Held Over. Associate Commissioner Elkort did not participate in discussion nor vote on this item.

2. At this point, Commissioner Bhatti made note of the impending departure from the Commission of Associate Commissioner Jones. Commissioner Bhatti stated that over the past eight years and seven months. Associate Commissioner Jones, through his actions, assisted in revitalizing our reservations, parkways and beaches; the acquisition of countless acres of parkland and watershed land; the protection of our watersheds, and an expanded program of recreational activities and special events.
Commissioner Bhatti and the Associate Commissioners then joined in an expression of appreciation for Associate Commissioner Jones' efforts in furthering the goals, the policies, and the responsibilities of the Metropolitan District Commission, and wished him continued success in all his future endeavors.

The following matter was placed on the agenda for the information of the Commission:

3. The following schedules were approved for payment by the Commissioner during the period from November 4, 1991 to November 11, 1991.

Expenditures $228,805.46

Adjourned at 1:10 p.m. to meet on Thursday, December 12, 1991 at 10:00 a.m.

William F. Cronin
Secretary

Associate Commissioner Landers did not vote on the approval of these matters as she was not sworn in as Associate Commissioner until December 12, 1991.

Record of the Three Thousand Five Hundred and Ninety Second (3592nd) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, December 12, 1991 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Landers and Settles.

The Records of the Commission Meeting held on November 14, 1991, were read and approved.

Action was taken upon the following matters relating to the Engineering and Construction Division:

1. Report of Messrs. Faucher and Chan, November 25, recommending approval of the following on Contract No. P91-1618-C1A, with Carl-Louis and Co., Inc., for Emergency Repairs to Heating Systems at Beaver Brook and Georges Island -
(a) Extra Work Order No. 1, in the amount of $3,077.00, for furnishing and installing three new unit heaters at the Georges Island Administration Building.
(b) An extension of time from November 8, 1991 to December 20, 1991, to complete installation of the new unit heaters.
Funds available in Account No. 2440-8889.
The Commission V O T E D: to approve Extra Work Order No. 1, in the amount of $3,077.00.
The Commission further V O T E D: to approve an extension of time, from November 8, 1991 to December 20, 1991, as recommended by Messrs. Faucher and Chan in their report of November 25, 1991, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

2. Report of Messrs. Faucher and Chan, November 25, recommending approval of the following on Contract No. P90-1574-C1A, with Seaman Bratko Corporation, for Furnishing and Installing New Storage Tanks, Pumps, and Automated Fuel Management Equipment at Various
MDC Locations -
(a) Extra Work Order No. 2, in the amount of $931.20, for soil analysis performed at the Charles River Lower Basin Fuel Facility, Cambridge.
(b) Extra Work Order No. 3, in the amount of $1,436.92, for soil analysis performed at the Old Colony Police Station, South Boston.
Funds available in Account No. 2490-8881.
The Commission V O T E D: to approve Extra Work Order No. 2, in the amount of $931.20.
The Commission further V O T E D: to approve Extra Work Order No. 3, in the amount of $1,436.92.

3. At this point, Mr. Baratta made an oral request that the Commission reject all bids received on Wednesday, November 2, 1991, on MDC Contract No. P92-1630-C1A, for Removal of Two Tugboats from the Charles River Lower Basin, Boston, as follows:

Sea Boston Transport/Joint Venture	-	$ 32,000.00
Boston Graving Dock	-	$ 55,000.00
Burnham Associates, Inc.	-	$ 99,500.00
Boston Demolition, Inc.	-	$151,900.00
Bosport Docking Co., Inc.	-	$155,537.00.

Mr. Baratta cited the following reasons for the rejection of all bids -
The bid proposal submitted by the apparent low bidder, Sea Boston Transport/Joint Venture, was incomplete as they failed to insert valid unit price costs for certain Supplementary Asbestos Abatement items as required by the provided bid proposal form and as such is considered to be an informal bid.
The four remaining bidders must also be rejected because the amount of each of their bids is in excess of $50,000.00, this amount being the Statutory threshold for Bidder Prequalification and each such bidder has not been previously Prequalified under this work category.
Mr. Baratta then explained that the aforementioned recommendations were reviewed with the General Counsel, Contract

Administrator and the Director of Industrial Standards and they concurred on the recommended action.
Mr. Baratta then requested authorization to readvertise the project, for Removal of Two Tugboats from the Charles River Lower Basin, Boston.
Funds Available in Account No. 2449-7350.
The Commission V O T E D: to reject all bids as recommended by Mr. Baratta in his oral report of December 12, 1991. Mr. Baratta was then directed to have a formal written request recommending rejection of all bids submitted to the Secretary for the Commission files.
The Commission further V O T E D: to authorize the readvertisement of the project for bids.

Action was taken upon the following matter relating to the Office of Landscape Architect:

1. Report of Mr. Jackson, December 4, requesting approval of the following on Contract No. P88-1541-C1A, with Ledgewood Construction Co., Inc., for Reconstruction of Ventura Playground, Dorchester -
(a) Extra Work Order No. 1, in the amount of $3,306.48, for removal of cobblestones from existing wall foundation.
(b) Alteration No. 1, in the amount of $1,407.79, for substituting cement concrete pad in lieu of clay surface under players benches.
(c) Alteration No. 2, in the amount of $1,897.44, for constructing post caps for the stone wall rehabilitation item on this project.
Funds available in Account No. 2440-8888.
The Commission V O T E D: to approve Extra Work Order No. 1, in the amount of $3,306.48.
The Commission further V O T E D: to approve Alteration No. 1, in the amount of $1,407.79.
The Commission further V O T E D: to approve Alteration No. 2, in the amount of $1,897.44.

Action was taken upon the following matters relating to the Watershed Management Division:

2. Report of Messrs. McGinn and Kyriazidis, November 22, recommending approval of the request of the Consultant for an extension of time from December 31, 1991 to October 31, 1992, on Contract No. WM 86-004-S1B, with Camp Dresser & McKee, Inc., for Phase II Investigation of Three Water Supply Dams, due to the need for additional work resulting from the MWRA canceling a major construction contract.
(At no additional Contract cost to the Commission).
The Commission V O T E D: Approved as recommended by Messrs. McGinn and Kyriazidis in their report of November 22, 1991.

3. Report of Mr. McGinn, December 3, requesting approval of an Inter-agency Service Agreement with the Department of Environmental Protection (DEP), for the production of 1:5000 scale ortophotoquad maps of the entire MDC Watershed System by the DEP Wetlands Conservancy Program and that Commissioner Bhatti be authorized to execute the Inter-agency Service Agreement on behalf of the Commission. Estimated Cost not to exceed $128,000.00 in FY 92 and a total project cost not to exceed $400,000.00. Time for Performance approximately 18 months with completion by June 30, 1993. Account No. 2420-1400.
The Commission V O T E D: to approve an Inter-agency Service Agreement with the Department of Environmental Protection (DEP), for the production of 1:5000 scale ortophotoquad maps of the entire MDC Watershed System by the DEP Wetlands Conservancy Program.
The Commission further V O T E D: to authorize Commissioner Bhatti to execute the Inter-agency Service Agreement on behalf of the Commission.

Action was taken upon the following matters relating to the Recreational Facilities and Programs Division:

1. Report of Miss Connolly, December 5, recommending approval of the request of Mr. Greg Dolan, Executive Director, Community Boating, Inc., for fee increases for the 1992 season, as follows -

MEMBERSHIP	1991 RATE	1992 RATE	INCREASE
ADULT			
Full Season	$ 195.00	$ 215.00	$ 20.00
75 Consecutive Day	$ 155.00	$ 175.00	$ 20.00
30 Consecutive Day	$ 75.00	$ 80.00	$ 5.00
7 Day Pass	$ 55.00	$ 70.00	$ 15.00
2 Day Pass	$ 40.00	$ 50.00	$ 10.00
YOUTH (age 16 - 20) or FULL TIME STUDENT WITH VALID I.D.			
Full Season	$ 140.00	$ 155.00	$ 15.00
75 Consecutive Day	$ 110.00	$ 120.00	$ 10.00
30 Consecutive Day	$ 55.00	$ 60.00	$ 5.00
SENIOR CITIZEN (Age 65 and over)	$ 35.00	$ 40.00	$ 5.00
LIFETIME	$2,000.00	$2,250.00	$250.00
SPRING SCHOOLS	$ 30.00	$ 33.00	$ 3.00
FALL SCHOOLS	$ 25.00	$ 28.00	$ 3.00.

The Commission V O T E D: Approved as recommended by Miss Connolly in her report of December 5, 1991.

2. Report of Miss Connolly, December 6, submitting for approval and execution a Permit-Agreement with Recreational Sports, Inc., for operation of the Blue Hills Ski Area, Canton, for the period from November 15, 1991 through April 24, 1992, unless earlier terminated in accordance with the provisions of the Permit-Agreement.
At this point, Secretary Chisholm noted that on April 18, 1991, the Commission Voted to approve an extension of time through June 30, 1993 on the Permit with Recreational Sports, Inc., for operation of the Blue Hills Ski Area.
He explained that the vote of April 18, 1991 must be rescinded prior to the Commission considering Miss Connolly's request of December 12, 1991, for approval and execution by the Commission of a new Permit-Agreement with Recreational Sports, Inc., for operation of the Blue Hills Ski Area, for the period from November 15, 1991 through April 14, 1992.
The Commission V O T E D: to rescind the vote of April 18, 1991 approving an extension of time through June 30, 1993, on the Permit with Recreational Sports, Inc., for operation of the Blue Hills Ski Area.
The Commission further V O T E D: to approve a Permit-Agreement with Recreational Sports, Inc., for operation of the Blue Hills Ski Area, Canton, for the period from November, 1991 through April 24, 1992, unless earlier terminated in accordance with the provisions of the Permit-Agreement.
The Secretary then submitted for signature Permit-Agreement, dated December 12, 1991, with Recreational Sports, Inc., which was signed by the Commissioner and three Associate Commissioners.

Action was taken upon the following Various Matter:

3. Report of Mr. Wright, December 5, requesting that the Commission reaffirm its vote of June 20, 1991 approving a Contract-Agreement with Merrimack Engineering Services, Inc., for Land Surveying Services for the Upper Charles River Restoration Program. Fee will be a not-to-exceed amount of $19,300.00. Services to be completed not later than June 30, 1992. Mr. Wright further requests that the Contract-Agreement, which was executed on August 8, 1991, be re-executed by the Commission.
The Commission V O T E D: to reaffirm its vote of June 20, 1991, approving a Contract-Agreement with Merrimack Engineering

Services, Inc., for Land Surveying Services for the Upper Charles River Restoration Program, as requested by Mr. Wright in his report of December 5, 1991.
The Secretary then submitted for signature Contract-Agreement, dated December 12, 1991, with Merrimack Engineering Services, Inc., which was signed by the Commissioner and four Associate Commissioners.

Action was taken upon the following matter relating to the Office of Real Property:

1. Report of Mr. Gray, Director of Real Property, December 6, recommending that in accordance with Chapter 530 of the Acts of 1989, to declare as surplus to its needs that certain parcel of land located on the northerly side of Randolph Street in the Town of Canton, comprising approximately 79,804 square feet of land as shown on a plan entitled "Taking Plan of Land in Canton, Massachusetts by Whitman and Howard, Inc., dated December 15, 1987", on file with the office of the Secretary of the Metropolitan District Commission, and to grant a permanent easement on, over and through said land to the Town of Canton for access and water supply purposes only, in accordance with and subject to such terms and conditions as the Metropolitan District Commission shall prescribe.
Mr. Gray explained that following a recent site visit to the area by Associate Commissioner Carr, Associate Commissioner Settles and MDC staff, the recommended vote as discussed by the Commission at its meeting on October 10, was revised to incorporate suggestions by the Associate Commissioners concerning the visual impact of the standpipe water tower proposed by the Town of Canton.
Mr. Edward Sullivan, representing the Town of Canton, at the request of Michael Altfillisch, Chairman of the Board of Selectmen, stated that the Board of Selectmen would be willing to adhere to all stipulations which will be imposed by the Commission and he found nothing objectionable in the recommended vote.
Associate Commissioner Carr spoke of the recent site visit and commended the diligence of MDC staff in revising their recommendations as a result of the demonstration by the Town of Canton of minimal visual impact.
Associate Commissioner Carr reiterated the importance of a Public Hearing to fully inform the citizens of the Town of Canton of the alternative technology and design and construction methods available regarding the pump storage facility recommended by the MDC Consultant as well as possible engineering benefits to the entire water system of the Town.
Associate Commissioner Carr noted that the Commission was not approving any particular design for the water facility and pointed to the Public Hearing to be required by the Commission as a means for the residents of the Town to approve a water storage facility that best suits their needs.
Associate Commissioner Carr then stated that the approval of this Grant of Easement on Parkland should not establish a precedent or otherwise promote a policy of ceding Parkland or interests in Parkland.
Associate Commissioner Settles spoke of the importance of the trip to the area and recommended that site visits by Commission members should be encouraged for all appropriate issues. He then stated that the site visit to Canton was instrumental in changing the viewpoint of the Commission concerning the visual impact of the proposed facility.
Commissioner Bhatti spoke of the Commission's mission of preserving open space for future generations. He then recommended that the Draft Vote before the Commission be adopted.
The Commission V O T E D: in accordance with Chapter 530 of the Acts of 1989, to declare as surplus to its needs that certain parcel of land located on the northerly side of Randolph Street in the Town of Canton, comprising approximately 79,804 square feet of land as shown on a plan entitled "Taking Plan of Land in Canton, Massachusetts by Whitman and Howard, Inc., dated December 15, 1987", on file with the office of the Secretary of the Metropolitan District Commission, and to grant a permanent

easement on, over and through said land to the Town of Canton for access and water supply purposes only, in accordance with and subject to such terms and conditions as the Metropolitan District Commission shall prescribe, including but not limited to the following:

1. the Metropolitan District Commission shall retain final review and approval, which approval shall not be unreasonably withheld, for design plans and all aesthetic design components, construction plans and all construction materials, and landscaping plans, relating to the development and use of this land for water storage and distribution purposes;
2. upon completion of the construction and installation of the water storage tank and attendant facilities, buildings and structures on said land, ingress to and egress from the site shall be solely from Randolph Street; provided, however, that at all times during the construction and installation of same, and at all times thereafter, alternate or alternative access from and over adjoining land under the control and jurisdiction of the Metropolitan District Commission shall be permitted upon the explicit prior approval and at the direction of the Commission, solely for purposes of maintaining, renovating and repairing said tank and facilities, buildings and structures;
3. to maintain the integrity of the parkland and minimize the impact of the water storage project to be constructed on the property, there shall be a building and development setback of sixty (60') feet from the northerly sideline of Randolph Street, and thirty (30') feet from the westerly, northerly and easterly sidelines of said property, within which buffer areas no water storage tank and no buildings or structures, including fences, may be erected and maintained, excepting and expressly permitting hereby the installation of a gate over the roadway for controlling the accessing of the property from Randolph Street;
4. to minimize the visual impact upon the vistas from the Blue Hills Reservation, the water storage tank required to be constructed under this water supply and distribution project shall not exceed one hundred (100') feet in height from the existing ground level at said premises; furthermore, no facility, building or structure related to the operation and maintenance of said water storage tank, shall exceed one (1) story in height from the existing ground level at said premises, unless otherwise permitted within the final design and construction plans approved by this Commission pursuant to paragraph one, as above; to further minimize visual impact, no signage other than that required to identify municipal operations on-site and at street level shall be permitted; and to further minimize visual impact, no structure, fixture or equipment, including but not limited to poles, wires, cables and appurtenances for the transmission of radio, telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, not specifically and directly related to the operation and maintenance of the premises for water storage and distribution purposes, shall be permitted; and
5. the Town of Canton is responsible for securing public acceptance of this project, and for securing all necessary local, state and federal permits, licenses and approvals as required by law: and furthermore, because a.) the technical and economical feasibility of an alternative water storage and distribution system was one of the many issues considered by the Commission in the course of its careful and difficult deliberation of this grant of easement, and b). in the interest of informed deliberation, the Commission duly contracted with an independent engineering firm to both analyze data submitted by the representatives of the Town of Canton relating to the design and construction of a standpipe storage facility, and to propose alternative systems, if any, and c.) the Commission received a recommendation from said consulting engineering firm, that a pumped storage facility presented sound system-wide engineering benefits for the Town of Canton not otherwise afforded by the standpipe storage

facility; now therefore, as a condition to the transfer of this interest in public parkland owned by the Commonwealth of Massachusetts to the Town of Canton, the Town of Canton is hereby required to hold at least one (1) special public meeting within ninety (90) days from the date of this vote, to fully inform all interested parties of the advantages and disadvantages of each water storage system, as discussed before and with this Commission and to encourage public discussion regarding the construction, operation and maintenance of the standpipe storage facility and this water storage project, which meeting or meetings shall in all respects conform to the applicable provisions of Chapter 39 of the General Laws.

Associate Commissioner Elkort did not participate in discussion nor vote on this item.

The following matters were placed on the agenda for the information of the Commission:

1. The following schedules were approved for payment by the Commissioner during the period from November 11, 1991 to November 18, 1991.

Expenditures $1,139,415.42

2. The following schedules were approved for payment by the Commissioner during the period from November 18, 1991 to November 25, 1991.

Expenditures $349,438.67

3. The following schedules were approved for payment by the Commissioner during the period from November 25, 1991 to December 2, 1991.

Expenditures $1,450,312.76

Adjourned at 12:10 p.m., to meet on Thursday, December 19, 1991 at 10:00 a.m.

William F. Crush
Secretary

Record of the Three Thousand Five Hundred and Ninety Third (3593rd) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, December 19, 1991 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, and Settles.

The Records of the Commission Meeting held on November 21, 1991, were read and approved.

The Secretary submitted for signature the following paper which was signed by the Commissioner and three Associate Commissioners:

1. Fifth Amendment, dated December 19, 1991, to Contract-Agreement No. P77-0000-D1D (CS77-9PE), with Parsons, Brinckerhoff, Quade and Douglas, Inc., for Alewife Brook Parkway Bridge, Cambridge.

Action was taken upon the following matters relating to the Engineering and Construction Division:

2. Report of Messrs. Faucher and Machado, December 5, recommending approval of the request of Sciaba Construction Corporation, Contractor on Contract No. P84-1276-C2B, for Neponset River Bridge Rehabilitation for an extension of time from November 30, 1991 to June 30, 1992, due to the need for additional work and a slow-down in the project caused by the upcoming winter season. (At no additional Contract cost to the Commission).
The Commission V O T E D: to approve an extension of time from November 30, 1991 to June 30, 1992, as recommended by Messrs. Faucher and Machado in their report of December 5, 1991, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

3. Report of Messrs. Faucher and Chan, December 4, recommending approval of the following on Contract No. P90-1574-C1A, with Seaman Bratko Corporation, for Furnishing and Installing New Storage Tanks, Pumps, and Automated Fuel Management Equipment at Various MDC Locations -
(a) Extra Work Order No. 4, in the amount of $1,351.65, for furnishing and placing gravel to replace contaminated soil removed at the Lower Basin fuel facility along with associated miscellaneous electrical work.
(b) Extra Work Order No. 5, in the amount of $30,025.04, for furnishing and installing steel sheet piling for shoring and tank excavation at the MDC maintenance yard in Revere.
Funds available in Account No. 2490-8881.
The Commission V O T E D: to approve Extra Work Order No. 4, in the amount of $1,351.65.
The Commission further V O T E D: to approve Extra Work Order No. 5, in the amount of $30,025.04.

4. Report of Messrs. Faucher and Higgott, December 12, recommending approval of the request of the Contractor for an extension of time from December 26, 1991 to February 24, 1992, on Contract No. P82-1079-C1A, with Linden Construction, Inc., for Repair of Seawalls and Restoration of Pavilions and Bandstand, Revere Beach Reservation, Revere, due to existing and pending extra work orders, delivery time for specialty items and adverse weather conditions.
(At no additional Contract cost to the Commission).
The Commission V O T E D: to approve an extension of time from December 26, 1991 to February 24, 1992, as recommended by Messrs. Faucher and Higgott in their report of December 12, 1991, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

Action was taken upon the following matters relating to the Watershed Management Division:

5. Report of Messrs. McGinn and O'Connor, December 11, on proposals

for the purchase of forest products located on the Quabbin and Ware River Watershed.
The Commission V O T E D: to accept the only qualified bid, that of John Polana, of $1,188.00; to purchase approximately 66 cords of firewood on Timber Sale No. 603 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the only qualified bid, that of Conkey Logging & Lumber, of $2,595.00; to purchase approximately 64,875 board feet of sawlogs on Timber Sale No. 607 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Ellsworth Sawmill, of $8,462.95; to purchase approximately 50,000 board feet of sawlogs and 120 cords of firewood on Timber Sale No. 608 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of W. D. Cowls, of $7,051.00; to purchase approximately 88,000 board feet of sawlogs on Timber Sale No. 609 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the only qualified bid, that of S. LeClerc & Son, of $8,840.00; to purchase approximately 170,882 board feet of sawlogs and 50 cords of firewood on Timber Sale No. 610 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Ted Curtis, of $16,036.00; to purchase approximately 230.786 board feet of sawlogs, 8 cords of firewood and 415 tons of pulp on Timber Sale No. FOR 3 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Ted Curtis, of $16,863.00; to purchase approximately 250,642 board feet of sawlogs and 791 tons of pulp on Timber Sale No. FOR 4 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Ted Curtis, of $53,254.00; to purchase approximately 607,101 board feet of sawlogs and 2,398 tons of pulp on Timber Sale No. FOR 5 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of S. LeClerc & Son, of $8,220.92; to purchase approximately 131,000 board feet of sawlogs and 91 cords of firewood on Timber Sale No. 590A - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of S. LeClerc & Son, of $10,575.87; to purchase approximately 173,375 board feet of sawlogs and 12 cords of firewood.
The Commission further V O T E D: to accept the highest qualified bid, that of Ted Curtis, of $5,373.00; to purchase approximately 22,280 board feet of sawlogs and 36 cords of firewood on Timber Sale No. 188 - Ware River Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of F & L Logging, of $6,850.00; to purchase approximately 47,310 board feet of sawlogs and 306 cords of firewood on Timber Sale No. 189 - Ware River Watershed.
The Commission further V O T E D: to accept the only qualified bid, that of Wellwood Farms, of $5,680.00; to purchase approximately 90,060 board feet of sawlogs, 58 cords of firewood and 235 tons of pulp on Timber Sale No. 190 - Ware River Watershed.

1. Report of Messrs. McGinn and Kane, December 11, requesting selection of GZA - GeoEnvironmental, Inc., for Site Inspection of Seepage and Repairs to Piezometers at Goodnough Dike, Quabbin Reservoir. Estimated Cost not-to-exceed $4,000.00. Time for Performance - three days.
Mr. Kane requested that the Commission include in its vote, an expression of appreciation to Messrs. Joseph Russell and Roland Beaudoin for their efforts which were above and beyond their job requirements in protecting the safety of the public.
Mr. Kane stated that both individuals have continued to monitor and coordinate the required inspections of the potential dam failure problem for over a year, without complaint or additional compensation.
The Commission then commended Messrs. Russell and Beaudoin for their dedication and outstanding work in closely monitoring the condition of Goodnough Dike.
The Commission V O T E D: Approved.

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1. Report of Messrs. McGinn and Kane, November 21, recommending the following on Contract No. WM91-100-C1A, with P. R. Johnson, Inc., for Removal and Replacement of Underground Fuel Storage Tanks, Watershed Reservoir Areas.
(a) That work be accepted as completed as of July 8, 1991.
(b) That Estimate No. 7 (Final), in the amount of $6,259.88, be approved for payment.
(c) That reserve, in the amount of $6,308.06, be approved for payment.
(Basis of Award - $645,500.00)
(Amount to Date - $637,102.20)
(Contract Administration Rating - 4.00)
(EEO Compliance - 4.40)
Mr. Kane noted that this project came in under budget and ahead of schedule allowing for additional work in the amount of $6,259.00. He asked that the Commission recognize an outstanding performance by Project Engineer Hercules Kyriazidis leading to significant savings and completion of the job well ahead of schedule.
The Commission then commended Hercules Kyriazidis for his outstanding performance on this project.
The Commission V O T E D: that the work of P. R. Johnson, Inc., Contractor under Contract No. WM91-100-C1A, for Removal and Replacement of Underground Fuel Storage Tanks, Watershed Reservoir Areas, be and hereby is accepted as completed as of July 8, 1991.
The Commission further V O T E D: to approve Estimate No. 7 (Final), in the amount of $6,259.88, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $6,308.06, for payment.

Action was taken upon the following matter relating to the Office of Planning:

2. Report of Mrs. O'Brien, December 13, recommending approval of an extension of time from December 31, 1991 to June 30, 1992, on Contract No. PL92-003-S1A, with Applied Geographics, Inc., for Mapping Services as Part of the Master Plan and Program for the Neponset River Reservation.
Also submitting Amendment for execution.
(At no additional Contract cost to the Commission).
The Commission V O T E D: Approved.
The Secretary then submitted for signature Amendment, dated December 19, 1991, which was signed by the Commissioner and three Associate Commissioners.

Action was taken upon the following matters relating to the Office of Real Property:

3. Report of Mr. Gray, December 12, submitting for approval Work Schedule and Project Summary and Justification for Open Order Contract No. R92-0002-L1A, for Title Examinations for Watershed Lands Acquisition in FY92 (Worcester and Franklin Counties).
Estimated Cost $25,000.00. Account No. 2420-9883, under Section 3 of Chapter 564 of the Acts of 1987 (Open Space Bond).
The Commission V O T E D: Approved.

4. Report of Mr. Gray, December 12, submitting for approval Work Schedule, and Project Summary and Justification for Open Order Contract No. R92-0001-L1A, for Appraisals for Watershed Lands Acquisition in FY92 (Worcester and Franklin Counties).
Estimated Cost $225,000.00.
Account No. 2420-9883, under Section 3 of Chapter 564 of the Acts of 1987 (Open Space Bond).
The Commission V O T E D: Approved.

5. Report of Mr. Gray, December 18, recommending that the Commission authorize the acquisition by gift of certain property located at Water and Walnut Streets in Saugus, Massachusetts, said property being owned by Catherine R. Curley, individually, and Vera D. Curley, individually and as Trustee of Home Farm Realty Trust, said property comprising approximately 16,517 square feet of land and being shown as Lots 3, 4 and 5 on a plan entitled "Plan of

Land in Saugus, Mass. belonging to William T. Curley", dated August 6, 1929, and recorded with Essex South District Registry of Deeds as Plan 28 in Plan Book 57.
The Commission V O T E D: to authorize the acquisition by gift of certain property located at Water and Walnut Streets in Saugus, Massachusetts, said property being owned by Catherine R. Curley, individually, and Vera D. Curley, individually and as Trustee of Home Farm Realty Trust, said property comprising approximately 16,517 square feet of land and being shown as Lots 3, 4 and 5 on a plan entitled "Plan of Land in Saugus, Mass. belonging to William T. Curley", dated August 6, 1929, and recorded with Essex South District Registry of Deeds as Plan 28 in Plan Book 57, as recommended by Mr. Gray in his report of December 18, 1991.

1. Report of Mr. Gray, December 18, recommending that the Commission authorize the acquisition by gift of certain properties variously located in Saugus and Revere on both the northwesterly and the southeasterly lines of the Salem Turnpike, also known as Route 107, comprising approximately 478 acres of land, being a portion of that property conveyed by deed on both sides of the Essex South District Registry of Deeds and the Suffolk Registry of Deeds, said deed from Dewey E. Daggett to M. DeMatteo Construction Co. dated August 15, 1960, and recorded with said Essex Deeds in Book 4694, Page 106, and also that located in East Boston on the northwesterly line of the McClellan Highway, comprising approximately 95,164 square feet of land, being a portion of that property conveyed by deed of J & M Corporation of Quincy to M. DeMatteo Construction Co., dated December 30, 1969, and recorded with said Suffolk Deeds in Book 8336, Page 577, and also shown as Lot 4 on a plan entitled "Plan of Land in Boston, Mass.", dated September 1, 1983, and on file with the Commission.
The Commission V O T E D: to authorize the acquisition by gift of certain properties variously located in Saugus and Revere on both the northwesterly and the southeasterly lines of the Salem Turnpike, also known as Route 107, comprising approximately 478 acres of land, being a portion of that property conveyed by deed on both sides of the Essex South District Registry of Deeds and the Suffolk Registry of Deeds, said deed from Dewey E. Daggett to M. DeMatteo Construction Co. dated August 15, 1960, and recorded with said Essex Deeds in Book 4694, Page 106, and also that located in East Boston on the northwesterly line of the McClellan Highway, comprising approximately 95,164 square feet of land, being a portion of that property conveyed by deed of J & M Corporation of Quincy to M. DeMatteo Construction Co., dated December 30, 1969, and recorded with said Suffolk Deeds in Book 8336, Page 577, and also shown as Lot 4 on a plan entitled "Plan of Land in Boston, Mass.", dated September 1, 1983, and on file with the Commission, as recommended by Mr. Gray in his report of December 18, 1991.

2. At this point, Associate Commissioner Carr noted that the Friends To Reopen Stone Zoo will sponsor a hockey game between the Boston Bruins and Boston College Alumni at Conte Forum, Boston College, on Wednesday, January 29, 1992 at 7:00 P.M.
He invited the Commission to attend the Fund Raiser, the proceeds of which will be used to benefit the Walter D. Stone Memorial Zoo.

The following matter was placed on the agenda for the information of the Commission:

3. The following schedules were approved for payment by the Commissioner during the period from December 2, 1991 to December 9, 1991.

Expenditures $849,876.08

Adjourned at 10:35 a.m., to meet on Thursday, January 9, 1992 at 10:00 a.m.

William F. Cronin
Secretary

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.9,1992

Record of the Three Thousand Five Hundred and Ninety Fourth (3594th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, January 9, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Landers and Settles.

The Records of the Commission Meetings held on December 5, 1991 and December 12, 1991, were read and approved.

The Secretary submitted for signature the following paper which was signed by the Commissioner and four Associate Commissioners:

1. Second Amendment, dated January 9, 1992, to Contract-Agreement No. WM89-014-S1A, with GEI Consultants, Inc., for Emergency Action Plan, Wachusett Dam, Clinton, Massachusetts

Action was taken upon the following matters relating to the Engineering and Construction Division:

2. Report of Messrs. Faucher and Yuan, December 19, recommending approval of the request of Contractor for permission to transfer subcontract for Bridge Repair, in the amount of $11,200.00, from E. J. Smith Trucking, Inc. (MBE) to Sage Contracting, Inc. (MBE) - both firms are owned by Ernest J. Smith - on Contract No. P91-1615-C1A, for Joint Repair to Revere Beach Parkway over MBTA, Medford.
(At no additional Contract cost).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Yuan in their report of December 19, 1991.

3. Report of Messrs. Faucher and DiPietro, January 6, recommending approval of an extension of time from June 30, 1992 to June 30, 1993, on Contract-Agreement No. P87-1449-M3A, with Aquatec, Inc., for Water Quality Testing at MDC Recreational Waters - FY92, at a not-to-exceed cost of $30,000.00.
(Funds available in Account No. 2440-0010 - subject to appropriation).
The Commission V O T E D: to approve an extension of time from June 30, 1992 to June 30, 1993, as recommended by Messrs. Faucher and DiPietro in their report of January 6, 1992, to be effective, however, only upon receipt of the written consent of the bonding company.

4. Report of Messrs. Faucher and Higgott, January 2, recommending approval of Extra Work Claim No. 1, in the amount of $13,841.40, for installation of stair return walls at Pavilions #5 through #8 and providing additional electrical service for street crossing at Oak Island Street, in the amount of $2,240.83, for a total of $16,082.23, on Contract No. P82-1079-C1A, with Linden Construction, Inc., for Repairs to Seawalls and Restoration of Pavilions and Bandstand, Revere Beach Reservation.
(Funds available in Account No. 2440-8881).
The Commission V O T E D: to waive the provisions of Article XVIII relative to Claims for Payment for Extra Work and approve Extra Work Claim No. 1, in the amount of $13,841.40, for installation of stair return walls at Pavilions #5 through #8 and providing additional electrical service for street crossing at Oak Island Street, in the amount of $2,240.83, for a total of $16,082.23.

5. Report of Messrs. Faucher and Higgott, January 2, recommending approval of Extra Work Order No. 13, in the amount of $6,359.48, for repairs to a 19-foot section of seawall cap at the stepped seawall that was damaged in the storm of October 30, 1991, on Contract No. P82-1079-C1A, with Linden Construction, Inc., for Repairs to Seawalls and Restoration of Pavilions and Bandstand, Revere Beach Reservation.
(Funds available in Account No. 2440-8881).
The Commission V O T E D: to approve Extra Work Order No. 13, in the amount of $6,359.48.

Action was taken upon the following Various Matters:

1. Report of Mr. Wright, December 23, submitting for approval and signature Agreement with the Town of Needham, for Joint Police Protection of Certain Areas Within the Town of Needham, for a period of three years, effective the date of issue.
The Commission V O T E D: Approved.
The Secretary then submitted for signature Agreement, dated January 9, 1992, with the Town of Needham, for Joint Police Protection of Certain Areas Within the Town of Needham, which was signed by the Commissioner and four Associate Commissioners.

2. Report of Mr. Wright, January 3, submitting for approval and execution Contract-Agreement with Michael J. Lawton, for a Photomural Exhibit to be utilized by the M.D.C. at the New England Spring Flower Show.
The Commission V O T E D: Approved.
The Secretary then submitted for signature Contract-Agreement, dated January 9, 1992, with Michael J. Lawton, which was signed by the Commissioner and four Associate Commissioners.

The following matter was placed on the agenda for the information of the Commission:

3. The following schedules were approved for payment by the Commissioner during the period from December 9, 1991 to December 16, 1991.

Expenditures $727,840.25

Adjourned at 10:45 a.m., to meet on Thursday, January 16, 1992 at 10:00 a.m.

William F. Crushel
Secretary

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.5,1992

Record of the Three Thousand Five Hundred and Ninety Fifth (3595th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, January 16, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Landers and Settles.

The Records of the Commission Meeting held on December 19, 1991, were read and approved.

The Secretary submitted for signature the following papers which were signed by the Commissioner and four Associate Commissioners:

1. Contract No. P92-1628-C1A, dated January 16, 1992, with J. J. Phelan and Son Co., Inc., for Parkway Landscape Improvements 1991-1992.

2. Contract-Agreements, dated January 16, 1992, with Fred J. Fijal, Waste Management of Central Massachusetts, and Pioneer Valley Rubbish & Waste Disposal, Inc., d/b/a/ Wood Enterprises, for Non-Hazardous Waste (Rubbish) Removal Services for Fiscal Year 1992.

3. Contract-Agreement, dated January 16, 1992, with Waste Management of Central Massachusetts, for Non-Hazardous Waste Removal Services - Wachusett Section - FY92.

4. Contract-Agreement, dated January 16, 1992, with Patriot Pest Control, for Pest Control Services for the Franklin Park and Stone Zoos - FY92.

Action was taken upon the following matters relating to the Engineering and Construction Division:

5. Report of Messrs. Faucher and Yuan, December 19, recommending approval of a revision in quantities on Item No. 015-010 - Traffic Control Services - at a cost of $6,500.00, on Contract No. P84-1276-C1B, with R. Zoppo Co., Inc., for Bridge Deck Resurfacing of John F. Gilmore Bridge, Boston and Cambridge. (At no additional Contract cost as there are sufficient unused quantities in other items to offset the increase).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Yuan in their report of December 19, 1991.

6. Report of Mr. Faucher and Ms. Graves-Jones, December 27, recommending approval of a revision in quantities on Item No. 001-010 - 4 Inch Reflectorized Line Paint - at a cost of $8,000.00, on Contract No. P91-1607-M1A, with Traffic Markings, Inc., for Installation of Reflectorized Pavement Markings at Various Locations of the Metropolitan District Commission. (At no additional Contract cost as there are sufficient unused quantities in other items to offset the increase).
The Commission V O T E D: Approved as recommended by Mr. Faucher and Ms. Graves-Jones in their report of December 27, 1991.

7. Report of Messrs. Faucher and Kirwin, December 30, on bids for Servicing Traffic Signal and Control Systems, Charles River Basin Districts, Contract No. P92-1634-M1A. Account No. 2444-9001-NN. (Messrs. Faucher and Kirwin recommend acceptance of the low bid, that of New England Traffic Signals, Inc., of $354,490.00).
The Commission V O T E D: to accept the lowest bid, that of New England Traffic Signals, Inc., of $354,490.00.

8. Report of Messrs. Faucher and Young, December 27, on bids for Maintenance of Street Lighting Systems on Parkways and Roadways of the MDC-1992 and 1993, Contract No. P92-1631-M1A. Account No. 2444-9001-NN.
(Messrs. Faucher and Young recommend acceptance of the only bid received, that of Penachio Brothers Electrical Corp., of $525,425.60).
The Commission V O T E D: to accept the only bid received, that of Penachio Brothers Electrical Corp., of $525,425.60.

9. Report of Messrs. Faucher and Machado, January 9, recommending

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approval of the request of Sciaba Construction Corporation, Inc., General Contractor on Contract No. P84-1276-C2B, for Neponset River Bridge Rehabilitation, to replace NER Construction Corp., Inc., with Contempo Contracting Co., Inc., as sub-contractor on Item No. 010-010 - Cleaning Existing Bearings - and Item No. 023-010 Painting of Structural Steel, at a cost to the Contractor of $255,280.00.
In response to a question from Commissioner Bhatti, Mr. Lespasio responded that the Engineering and Construction Division has on file a letter from NER Construction Corporation stating that they have no objection with being replaced by Contempo Contracting Co., Inc., as sub-contractor for Item No. 010-010 and Item 023-010.
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Machado in their report of January 9, 1992.

Action was taken upon the following matter relating to the Reservations and Historic Sites Division:

1. Report of Messrs. Broderick and Comeau, January 8, submitting for approval Emergency Construction Contract No. P92-1636-C1A, to Install a Deep Rock Well at the Summit of Great Blue Hill to provide Water service to the Blue Hill Weather Observatory, and further requesting permission to award Contract to the lowest bidder, A. & W. Artesian Well Co., in the amount of $3,358.50, also submitting Contract for execution.
Messrs. Broderick and Comeau further request authorization of any additional expenditures required to achieve the water service at the Observatory Building; provided that the cost of all work shall not exceed the amount of $4,950.00.
(Funds are available in Account No. 2440-7847).
The Commission V O T E D: to approve Emergency Construction Contract No. P92-1636-C1A, to Install a Deep Rock Well at the Summit of Great Blue Hill to provide Water service to the Blue Hill Weather Observatory.
The Commission further V O T E D: to award Contract No. P92-1636-C1A, to the lowest bidder, that of A. & W. Artesian Well Co., in the amount of $3,358.50.
The Secretary then submitted for signature Contract No. P92-1636-C1A, dated January 16, 1992, which was signed by the Commissioner and four Associate Commissioners.
The Commission further V O T E D: to authorize any additional expenditures required to achieve the water service at the Observatory Building; provided that the cost of all work shall not exceed the amount of $4,950.00.

Action was taken upon the following matter relating to the Watershed Management Division:

2. Report of Mr. McGinn, January 9, submitting for approval and signature Quabbin Park Cemetery Deed No. Q-1696, conveying Southwesterly 1/4 of Lot No. 1404, to Mr. William J. and Mrs. Dorothy P. Jones.
The Commission V O T E D: Approved.
The Secretary then submitted for signature Quabbin Park Cemetery Deed No. Q-1696, dated January 16, 1992, which was signed by the Commissioner and two Associate Commissioners.

Action was taken upon the following Various Matters:

3. Report of Mr. Baratta and Ms. Pfetsch, January 9, recommending approval of an extension of time from January 31, 1992 to April 30, 1992, on Contract-Agreement No. P92-1625-S1A, with Anderson Nichols and Company, Inc., for Facilities Inventory and Assessment, Stone Memorial Zoo, to insure proper review by staff and the Commonwealth Zoo Corporation, prior to production of a final study document.
(At no additional Contract cost to the Commission).
The Commission V O T E D: Approved.

4. Report of Mr. Baratta and Ms. Pfetsch, January 9, recommending approval of an extension of time from January 31, 1992 to April 30, 1992, on Contract-Agreement No. P92-1624-S1A, with Joslin,

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Lesser and Associates, for Facilities Inventory and Assessment, Franklin Park Zoo, to insure proper review by staff and the Commonwealth Zoo Corporation, prior to production of a final study document.
(At no additional Contract cost to the Commission).
The Commission V O T E D: Approved.

Action was taken upon the following matter relating to the Office of Real Property:

1. Report of Messrs. McGinn and Gray, January 8, submitting for approval Work Schedule and Project Summary and Justification for Project No. R92-0003-L1A, Surveys for Watershed Land Acquisition, FY92. Estimated Cost $150,000.00.
Account No. 2420-9883.
The Commission V O T E D: Approved.

Adjourned at 11:45 a.m., to meet on Thursday, January 23, 1992 at 10:00 a.m.

William F. Cushman
Secretary

Record of the Three Thousand Five Hundred and Ninety Sixth (3596th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, January 23, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Landers and Settles.

The Records of the Commission Meeting held on January 9, 1992, were read and approved.

The Secretary submitted for signature the following paper which was signed by the Commissioner and four Associate Commissioners:

1. Service Agreement, dated January 23, 1992, with Diamond Uniform Co., for Uniform Rentals for Division Automotive Mechanics - FY92.

Action was taken upon the following matters relating to the Engineering and Construction Division:

2. Report of Messrs. Faucher and McCalla, January 8, recommending approval of revision in quantities on Item No. 016-10 - General Purpose Wire, $438.60 and Item No. 018-010 - Loop Detector, $6,944.00, at a total cost of $7,382.60, on Contract No. P91-1609-M1A, with New England Traffic Signals, Inc., for Traffic Signal and Control Systems, Blue Hills and Old Colony Districts. (At no additional Contract cost as the revisions will be offset by unused quantities in other items).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and McCalla in their report of January 8, 1992.

3. Report of Messrs. Faucher and Young, January 13, recommending approval of revision in quantities on the following items on Contract No. P90-1570-MIA, with Penachio Brothers Electrical Corporation, for Maintenance of Street Lighting Systems on Parkways and Roadways of the MDC -

Item No. 042-010 -	Photo Cell	- $565.50
Item No. 071-010 -	Licensed Electrician Hourly Rate	- $7,700.00
Item No. 073-010 -	Vehicle Hourly Rate	- $5,890.00
Item No. 075-010 -	Records, Reports & Clerical Work	- $ 291.67
Item No. 076-010 -	Storage Area and Engineers Office	- $ 500.00
Item No. 078-101 -	Traffic Control Services	- $1,000.00

(At no additional Contract cost as the revisions will be offset by unused quantities in other items).
On questioning by Associate Commissioner Settles, Mr. Lespasio stated that the Engineering Division reviews prior year contracts to determine what items changed in scope and then adjust the new Contract to reflect these changes.
Associate Commissioner Landers asked why the unused quantities are not identified when requesting the revisions. Mr. Baratta noted that it is difficult to determine the exact values of the unused items, until such time as the contract is completed. Mr. Lespasio stated that he has an approximate idea of the quantities that will remain unused and, in most instances, the contract cost will not be exceeded.
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Young in their report of January 13, 1992.

4. Report of Messrs. Faucher and DeLuca, January 10, recommending approval of revision in quantities on the following items on Contract No. P90-1575-CIA, with Allied Weatherproofing Co., Inc., for Rehabilitation of the Filtration Systems at the Waltham (Connors) Pool-

Item No. 015-005 -	6" P.V.C. Schedule 80 Pipe	- $ 85.00
Item No. 015-006 -	8" P.V.C. Schedule 80 Pipe	- $ 310.00
Item No. 015-023 -	2" Cast Bronze Inlet Fittings	- $1,000.00

(Funding available in Account No. 2440-7885).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and DeLuca in their report of January 10, 1992.

1. Report of Messrs. Faucher and Giella, January 14, recommending rejection of the low bid, that of Sea Boston Transport/Joint Venture, on Contract No. P92-1630-C2A, for Removal of Tugboat (s) from the Charles River Lower Basin, Boston, due to submittal of an incomplete bid proposal.
Messrs. Faucher and Giella further recommend acceptance of the qualified low bid, that of Boston Graving Dock Corp., in the amount of $49,990.00 for Option B - Remove Luna and Venus - and $49,990.00 for Option C - Remove Venus and Deliver Luna.
Messrs. Faucher and Giella further recommend that Commissioner Bhatti be authorized to select the appropriate Option when the issue to demolish the Luna is resolved.
(Funding available in Account No. 2449-7350).
The Commission V O T E D: to reject the low bid, that of Sea Boston Transport/Joint Venture, on Contract No. P92-1630-C2A, for Removal of Tugboat (s) from the Charles River Lower Basin, Boston, due to submittal of an incomplete bid proposal.
The Commission further V O T E D: to accept the qualified low bid, that of Boston Graving Dock Corp., in the amount of $49,990.00 for Option B - Remove Luna and Venus - and $49,990.00 for Option C - Remove Venus and Deliver Luna.
The Commission further V O T E D: to authorize Commissioner Bhatti to select the appropriate Option when the issue to demolish the Luna is resolved.

2. Report of Messrs. Faucher and DeLuca, January 10, requesting approval of the following on Contract No. P90-1576-CIA, with Allied Weatherproofing Co., Inc. for Critical Repairs to Swimming Pools, Various Locations -
(a) An extension of time from October 31, 1991 to May 31, 1992 to complete electrical work.
(b) Extra Work Order No. 1, in the amount of $3,361.82, for removal of damaged steel door and frame on service building at Ryan Playground, Mattapan and furnish and install new 6'X 8' steel roll top door.
(c) Extra Work Order No. 2, in the amount of $3,657.73, for grounding Somerville (Dilboy), Brighton-Allston, Artesani, Moynihan and Ryan Wading Pools, to bring into compliance with Electrical Code Regulations.
(Funding available in Account No. 2440-7893).
The Commission V O T E D: to approve an extension of time from October 31, 1991 to May 31, 1992, as recommended by Messrs. Faucher and DeLuca in their report of January 10, 1992.
The Commission further V O T E D: to approve Extra Work Order No. 1, in the amount of $3,361.82.
The Commission further V O T E D: to approve Extra Work Order No. 2, in the amount of $3,657.73.

3. Report of Messrs. Faucher and Brooks, January 9, recommending approval of Extra Work Order No. 1, in the amount of $482.53, for furnishing and installing an expansion tank for the hot water system at the Devine Rink, Dorchester, on Contract No. P92-1627-C1A, with Brookline Plumbing and Heating, Inc., for Critical Repairs to Heating Systems at the Medford and Dorchester Rinks.
(Funds available in Account No. 2440-7893).
The Commission V O T E D: to approve Extra Work Order No. 1, in the amount of $482.53.

4. Report of Messrs. Faucher and McCalla, January 10, recommending rejection of the low bid of New England Traffic Signals, Inc., on Contract No. P92-1633-M1A, for Servicing Traffic Signal and Control Systems, Blue Hills and Old Colony Districts, due to the fact that New England Traffic Signals, Inc. would exceed the capacity rating limit established by this Commission if awarded the Contract.
Messrs. Faucher and McCalla further recommend acceptance of the second low bid, that of Tri-State Signal, Inc., of $464,215.00.
(Funds available in Account No. 2440-9001-NN).
The Commission V O T E D: Held Over for further review.

5. Report of Messrs. Faucher and Young, January 10, recommending rejection of the low bid of New England Traffic Signals, Inc., on

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Contract No. P92-1632-M1A, for Servicing Traffic Signal and Control Systems, Middlesex Fells and Revere Beach Districts, due to the fact that New England Traffic Signals, Inc. would exceed the capacity rating limit established by the Commission if awarded this Contract.
Messrs. Faucher and Young further recommend acceptance of the second low bid, that of Coviello Electric and General Contracting Co., of $446,015.00.
(Funds available in Account No. 2440-9001-NN).
The Commission V O T E D: Held Over for further review.

1. Report of Messrs. Faucher and Carrigan, December 27, recommending approval of revision in quantities on Contract No. P84-1315-C7A, with D & R General Contracting, Inc., for Resurfacing Sections of Metropolitan District Commission Parkways - Various Locations, as follows -

Item No. 001-010	- Unclassified Excavation	- $ 33,000.00
Item No. 002-010	- Cold Planing	- $ 33,750.00
Item No. 003-010	- Gravel Borrow	- $ 5,600.00
Item No. 007-010	- Bituminous Concrete	- $124,000.00
Item No. 008-010	- Bituminous Concrete for Driveway and Patching	- $ 13,000.00
Item No. 009-010	- Bituminous Tack Coat	- $ 1,000.00
Item No. 020-010	- Traffic Signal Detector Loops	- $ 6,000.00
Item No. 022-010	- Traffic Control Services	- $ 25,000.00
Item No. 025-010	- Cement Concrete Masonry	- $ 1,350.00
Item No. 031-010	- Furnishing Frames, Grates and Covers	- $ 4,000.00
Item No. 032-010	- Catch Basins and Manholes Cleaned	- $ 32,500.00
Item No. 038-020	- 12-inch Reinforced Concrete Pipe - Class IV	- $ 200.00
Item No. 039-010	- Cleaning and Reconditioning Drainage Pipe	- $ 45,000.00
	at a total Cost of	$324,400.00

(Funding available in Account No. 2490-8881).
Mr. Baratta explained that the Commission, at its meeting of October 31, 1991, voted to authorize Commissioner Bhatti to take appropriate action needed to repair damage to MDC property caused by the "No-Name Storm" of October, 1991, thereby insuring the safety and well being of the residents of the Metropolitan District. At that time, Commissioner Bhatti was asked to have the Division submit to the Commission, for ratification and approval, any contact work which was authorized as a result of the vote.
It was pointed out that these revisions in quantities were a result of the storm related damage and, therefore, the cost of the work will be reimbursed to the Commission, by the Federal Government, at a rate of seventy-five per cent of cost.
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Carrigan in their report of December 27, 1991.

Action was taken upon the following matter relating to the Reservations and Historic Sites Division:

2. Report of Mr. Broderick, January 16, submitting for approval and execution a Memorandum of Understanding between the Metropolitan District Commission and the Cooperating Association for New England Parks, Inc. (CANEPI), which will permit CANEPI to use its 501-C-3 non-profit organization, to serve as an umbrella organization, for a Friends of the Lightship Nantucket I (WLV612).
The Commission V O T E D: Approved.
The Secretary then submitted for signature Memorandum of Understanding, dated January 23, 1992, between the Metropolitan District Commission and the Cooperating Association for New England Parks, Inc. (CANEPI), which was signed by the Commissioner and four Associate Commissioners.

Action was taken upon the following matter relating to the Metropolitan District Commission Police Division:

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1. Report of Superintendent Kelley, January 10, requesting Commission approval of an Amendment for an extension of time from April 13, 1992 through June 30, 1993, on Contracts for Towing and Storing Motor Vehicles within MDC Jurisdiction. Also, requesting that the Secretary be authorized to sign the Amendment on behalf of the Commission.

The Commission V O T E D: to approve an Amendment for an extension of time from April 13, 1992 through June 30, 1993, on Contracts for Towing and Storing Motor Vehicles within MDC Jurisdiction.

The Commission further V O T E D: to authorize Secretary Chisholm to sign the Amendment on behalf of the Commission.

Adjourned at 11:45 a.m., to meet on Thursday, January 30, 1992 at 10:00 a.m.

William F. Chisholm
Secretary

Record of the Three Thousand Five Hundred and Ninety Seventh (3597th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, January 30, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Landers and Settles.

The Records of the Commission Meeting held on January 16, 1992, were read and approved.

The Secretary submitted for signature the following papers which were signed by the Commissioner and four Associate Commissioners:

1. Second Amendment, dated January 30, 1992, to Contract-Agreement No. P92-1624-S1A, with Joslin, Lesser and Associates, for Facilities Inventory and Assessment, Franklin Park Zoo, Dorchester.

2. Second Amendment, dated January 30, 1992, to Contract-Agreement No. P92-1625-S1A, with Anderson Nichols and Company, Inc., for Facilities Inventory and Assessment, Stone Memorial Zoo, Stoneham.

3. Contract No. P92-1631-M1A, dated January 30, 1992, with Penachio Brothers Electrical Corp., for Maintenance of Street Lighting Systems on Parkways and Roadways of the MDC - 1992 and 1993.

Action was taken upon the following matters relating to the Engineering and Construction Division:

4. Report of Messrs. Faucher and McCalla, January 10, recommending rejection of the low bid of New England Traffic Signals, Inc., on Contract No. P92-1633-M1A, for Servicing Traffic Signal and Control Systems, Blue Hills and Old Colony Districts, due to the fact that New England Traffic Signals, Inc. would exceed the capacity rating limit established by this Commission if awarded the Contract.
Messrs. Faucher and McCalla further recommend acceptance of the second low bid, that of Tri-State Signal, Inc., of $464,215.00.
(Funds available in Account No. 2440-9001-NN).
The Commission V O T E D: to reject the low bid of New England Traffic Signals, Inc., due to the fact that New England Traffic Signals, Inc. would exceed the capacity rating limit established by this Commission if awarded the Contract.
The Commission further V O T E D: to accept the second low bid, that of Tri-State Signal, Inc., of $464,215.00, as recommended by Messrs. Faucher and McCalla in their report of January 10, 1992.

5. Report of Messrs. Faucher and Young, January 10, recommending rejection of the low bid of New England Traffic Signals, Inc., on Contract No. P92-1632-M1A, for Servicing Traffic Signal and Control Systems, Middlesex Fells and Revere Beach Districts, due to the fact that New England Traffic Signals, Inc. would exceed the capacity rating limit established by the Commission if awarded this Contract.
Messrs. Faucher and Young further recommend acceptance of the second low bid, that of Coviello Electric and General Contracting Co., of $446,015.00.
(Funds available in Account No. 2440-9001-NN).
The Commission V O T E D: to reject the low bid of New England Traffic Signals, Inc., due to the fact that New England Traffic Signals, Inc. would exceed the capacity rating limit established by the Commission if awarded this Contract.
The Commission further V O T E D: to accept the second low bid, that of Coviello Electric and General Contracting Co., of $446,015.00, as recommended by Messrs. Faucher and Young in their report of January 10, 1992.

6. Report of Messrs. Faucher and Abounaja, December 20, recommending approval of Extra Work Order No. 6, in the amount of $5,556.67, for repairing damaged reinforced concrete drain line at the Revere Maintenance Yard and Extra Work Order No. 7, in the amount of $1,142.51, for additional excavation and the relocation of a

section of 12-inch diameter corrugated steel drain pipe at the Wellington Circle Police Facility - on Contract No. P90-1574-C1A, with Seaman Bratko Corporation, for Furnishing and Installing New Storage Tanks, Pumps and Automated Fuel Management Equipment at Various MDC Locations.
(Funding available in Account No. 2490-8881).
The Commission V O T E D: to approve Extra Work Order No. 6, in the amount of $5,556.67.
The Commission further V O T E D: to approve Extra Work Order No. 7, in the amount of $1,142.51.

1. Report of Messrs. Faucher and Abounaja, January 8, recommending approval of Extra Work Order No. 8, in the amount of $29,732.67, for furnishing and installing steel sheet piling for shoring of excavation area for installation of new fuel tanks; furnishing and installation of gravel to replace contaminated soil removed and related drainage work at the Old Colony Police Station fuel facility, on Contract No. P90-1574-C1A, with Seaman Bratko Corporation, for Furnishing and Installing New Storage Tanks, Pumps and Automated Fuel Management Equipment at Various MDC Locations.
(Funding available in Account No. 2490-8881).
The Commission V O T E D: to approve Extra Work Order No. 8, in the amount of $29,732.67.

2. Report of Messrs. Faucher and Abounaja, January 8, recommending approval of revision in quantities on Item No. 009-010 - excavation, removal and disposal of rock material, at a total cost of $29,440.00, on Contract No. P90-1574-C1A, with Seaman Bratko Corporation, for Furnishing and Installing New Storage Tanks, Pumps and Automated Fuel Management Equipment at Various MDC Locations.
(Funding available in Account No. 2490-8881).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Abounaja in their report of January 8, 1992.

3. Report of Messrs. Faucher and Abounaja, January 17, recommending approval of revision in quantities on Item No. 017-010 - metal picket fence at main entrance, at a total cost of $2,255.00, on Contract No. P89-1556-C1A, with John Mahoney Construction Co., Inc./Whittier Equipment Corp., for Old Harbor Park, Dorchester Shores Reservation.
(At no additional Contract cost as the revision will be offset by unused quantities in other items).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Abounaja in their report of January 17, 1992.

4. Report of Messrs. Faucher and Arinella, December 23, recommending the following on Contract No. P90-1577-C3A, with R. Zoppo Company, Inc., for Repairs, Replacement and Calibration of Console, Engine and Level Gauges at the Charles River and Amelia Earhart Dams, Boston and Somerville -
(a) That work be accepted as completed as of August 23, 1991.
(b) That Estimate No. 4 (Final), in the amount of $10,605.80, be approved for payment.
(c) That reserve, in the amount of $3,699.03, be approved for payment.
(Basis of Award - $83,384.00)
(Amount to Date - $73,380.56)
(Contract Administration Rating - 3.86)
(EEO Compliance - 4.66)
The Commission V O T E D: that the work of R. Zoppo Company, Inc., Contractor under Contract No. P90-1577-C3A, for Repairs, Replacement and Calibration of Console, Engine and Level Gauges at the Charles River and Amelia Earhart Dams, Boston and Somerville, be and hereby is accepted as completed as of August 23, 1991.
The Commission further V O T E D: to approve Estimate No. 4 (Final), in the amount of $10,605.80, for payment.
The Commission further V O T E D: to approve release of reserve in the amount of $3,699.03, for payment.

5. Report of Messrs. Faucher and Kirwin, January 29, recommending

approval of an extension of time from January 31, 1992 to February 29, 1992, on Contract No. P90-1569-M1A, with Tri-State Signal, Inc., for Servicing Traffic Signal and Control Systems Charles River Basin District, due to the need for uninterrupted service while the low bidder on the new Contract obtains bonds and insurance.
(At no increase in unit prices).
The Commission V O T E D: to approve an extension of time from January 31, 1992 to February 29, 1992, as recommended by Messrs. Faucher and Kirwin in their report of January 29, 1992, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

Action was taken upon the following matter relating to the Recreational Facilities and Programs Division:

1. Report of Miss Connolly and Mr. Gray, January 24, recommending that the Commission declare surplus and transfer, in accordance with the provisions of Chapter 32 of the Acts of 1991, the land and buildings thereon comprising the MDC recreational facility located at Talbot Avenue and Blue Hill Avenue in the Dorchester District of the City of Boston in the area known as Franklin Field and comprising approximately 134,680 square feet, to the City of Boston acting by and through the George Robert White Fund for park and recreational purposes.
Mr. Gray reviewed the transfer with the Commission. He noted that due to the need for major improvements and the lack of funding, the recreational facility has been partially closed for nearly a decade. Therefore, he explained, the MDC Land Board recommends the conveyance on the condition that a request be made to the George Robert White Fund that a non-member program for residents of the community be offered, at the new facility, once it becomes operational.
Mr. Cederquist of Recreational Facilities and Programs Division spoke of the vandalism problem at the facility. He explained that the problem is difficult to control because Franklin Field is far removed from any other Commission facility or Metropolitan Police patrol route. He then noted that the Franklin Field skating rink has been out of operation since 1978, while the swimming pool is used only ten (10) weeks per year. With the facility leased by the George Robert White Fund to the Boys and Girls Clubs of Boston, the swimming pool will be in operation 52 weeks per year, he stated.
Commissioner Bhatti expressed his concern relative to access for non-members of the Boys and Girls Clubs. Mr. Robert Fleming, Executive Secretary of the George Robert White Fund, assured the Commission that time will be set aside at the new facility for the general public.
Associate Commissioner Settles questioned whether the money to be utilized for the new facility will be taken away from funding for other Boys and Girls Clubs in the Boston area. Mr. Fleming stated that the money will be raised specifically for the Franklin Field facility and will not financially effect other facilities operated by the Boys and Girls Clubs.
Associate Commissioner Elkort, noting the serious acts of vandalism at the facility, questioned what steps will be taken to control the problem. Mr. Fleming stated that an alarm and security system will be installed at the facility. In addition, he stated, the facility will be checked by the Boston Police as part of their neighborhood patrol.
Commissioner Bhatti then requested that the vote authorizing the transfer reflect the Commission's concerns regarding community access for non-members of the Boys and Girls Clubs, but without making this request a condition to the transfer of the property.
Mr. Gray stated that the vote reflecting this concern should be recorded simultaneously with the Deed transferring this property.
The Commission V O T E D: to declare surplus and transfer, in accordance with the provisions of Chapter 32 of the Acts of 1991, the land and buildings thereon comprising the MDC recreational facility located at Talbot Avenue and Blue Hill Avenue in the Dorchester District of the City of Boston in the area known as Franklin Field and comprising approximately 134,680 square feet,

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to the City of Boston acting by and through the George Robert White Fund for park and recreational purposes.
The Commission further V O T E D: that a request be made, but not as a condition to the transfer, to the George Robert White Fund that a non-member swimming program for the participation of adults and children in the community be offered at the new facility once it becomes operational and that this vote be recorded simultaneously with the Deed transferring said property.

Adjourned at 11:30 a.m., to meet on Thursday, February 6, 1992 at 10:00 a.m.

William F. Cuesta
Secretary

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Record of the Three Thousand Five Hundred and Ninety Eighth (3598th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, February 6, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Landers and Settles.

The Records of the Commission Meeting held on January 23, 1992, were read and approved.

Action was taken upon the following matter relating to the Engineering and Construction Division:

1. Report of Messrs. Faucher and Brooks, January 16, recommending the following on Contract No. P92-1627-C1A, with Brookline Plumbing and Heating, Inc., for Critical Repairs to Heating Systems, Medford and Dorchester Rinks -
(a) That work be accepted as completed as of October 25, 1991.
(b) That Estimate No. 2 (Final), in the amount of $10,553.57, be approved for payment.
(c) That reserve, in the amount of $2,155.33, be approved for payment.
(Basis of Award - $42,624.00)
(Amount to Date - $43,106.53)
(Contract Administration Rating - 4.50)
(EEO Compliance - N/A)
The Commission V O T E D: that the work of Brookline Plumbing and Heating, Inc., Contractor under Contract No. P92-1627-C1A, for Critical Repairs to Heating Systems, Medford and Dorchester Rinks, be and hereby is accepted as completed as of October 25, 1991.
The Commission further V O T E D: to approve Estimate No. 2 (Final), in the amount of $10,553.57, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $2,155.33, for payment.

2. Report of Messrs. Faucher and Brooks, January 17, recommending the following on Contract No. P91-1618-C1A, with Carl-Louis & Co., Inc., for Emergency Repairs to Heating Systems at Georges Island and Beaver Brook -
(a) That work be accepted as completed as of December 20, 1991.
(b) That Estimate No. 3 (Final), in the amount of $2,968.75, be approved for payment.
(c) That reserve, in the amount of $2,028.85, be approved for payment.
(Basis of Award - $37,500.00)
(Amount to Date - $40,577.00)
(Contract Administration Rating - 4.67)
(EEO Compliance - N/A)
The Commission V O T E D: that the work of Carl-Louis & Co., Inc., Contractor under Contract No. P91-1618-C1A, for Emergency Repairs to Heating Systems at Georges Island and Beaver Brook, be and hereby is accepted as completed as of December 20, 1991.
The Commission further V O T E D: to approve Estimate No. 3 (Final), in the amount of $2,968.75, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $2,028.85.

3. Report of Messrs. Faucher and Lespasio, January 16, recommending approval of revision in quantities on the following items on Contract No. P87-1425-C4A, with Boston Building and Bridge Corp., for Repairing/Replacing Bituminous/Cement Concrete Sidewalks Throughout the Metropolitan District -

Item No. 001-010	Unclassified Excavation	- $24,000.00
Item No. 003-010	Gravel Borrow	- $25,000.00
Item No. 017-010	Cement Concrete Sidewalks	- $48,000.00
Item No. 020-010	Bituminous Concrete Sidewalks	- $90,000.00
Item No. 022-010	Bituminous Concrete Curb	- $ 2,250.00
Item No. 026-010	Traffic Control Services	- $20,000.00
	Total Cost	- $209.250.00

(Funding available in Account No. 2490-8915).

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Mr. Baratta noted that these revisions were a result of storm damage and the cost of the work will be reimbursed to the Commission, by the Federal Government, at a rate of seventy-five per cent of cost.
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Lespasio in their report of January 16, 1992.

. Report of Messrs. Faucher and Higgott, January 28, requesting approval of the request of Metcalf and Eddy, Consultant on Contract-Agreement No. P82-0A04-D1B, Design Services, United Waste Company Dam - Mother Brook, Dedham, Massachusetts, for an extension of time from March 15, 1992 to March 14, 1993, pending completion of Construction Services and Emergency Action Plan Preparation.
(At no additional cost to the Commission).
The Commission V O T E D: Approved.

Action was taken upon the following matters relating to the Watershed Management Division:

. Report of Mr. McGinn, January 23, submitting for approval and signature Quabbin Park Cemetery Deed No. Q-1697, conveying Southwest 1/2 of Lot No. 1264, to Edith M. and Ethelbert J. Webster, Jr.
The Commission V O T E D: Approved.
The Secretary then submitted for signature Quabbin Park Cemetery Deed No. Q-1697, dated February 6, 1992, which was signed by the Commissioner and four Associate Commissioners.

. Report of Mr. McGinn and Ms. Austin, January 23, submitting for approval and signature, Joint Funding Agreement, with the United States Department of the Interior, Geological Survey, to assist in carrying out a cooperative stream gauging program covering the period October 1, 1991 to September 30, 1992. The amount of money to be contributed by the MDC will be $22,130.00. The USGS contribution will also be $22,130.00.
(Funding available in Account No. 2420-1400).
The Commission V O T E D: Approved.
The Secretary then submitted for signature Joint Funding Agreement, dated February 6, 1992, with the United States Department of the Interior, which was signed by the Commissioner and four Associate Commissioners.

Action was taken upon the following Various Matters:

. Report of Miss Courtelis and Messrs. Jewett and Duffy, January 28, requesting authorization to prepare a Request for Proposals (RFP) for the operation and management of the Commission's parking lots located at Revere Beach, Nantasket Beach and Nahant Beach, through a competitive bidding process.
They further request permission to advertise for bids following completion of the RFP documents.
Miss Courtelis spoke of the benefits which could be realized by privatizing the operation and management of the parking lots. She cited savings in salaries and also additional public access by having the lots open for four or five months per year rather than the two months which is presently the case.
Miss Courtelis then explained that a cap would be imposed on the fee which the operator (s) could charge for parking at each location.
The Commission V O T E D: to authorize the preparation of a Request for Proposals (RFP) for the operation and management of the Commission's parking lots located at Revere Beach, Nantasket Beach and Nahant Beach, through a competitive bidding process.
The Commission further V O T E D: permission to advertise for bids following completion of the RFP documents.

. Report of Mr. Jewett, January 31, on behalf of the Consultant Selection Committee, recommending selection of Bruce Campbell & Associates, for Professional Traffic Engineering Services, Contract-Agreement No. P92-1626-D1A. At a cost not-to-exceed $250,000.00, for a period of 36 months from Contract-Agreement execution.

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(Funding available in Account No. 2490-8881).
The Commission V O T E D: Approved.

1. Report of Mr. Wright, January 31, requesting award and execution of a Contract-Agreement with Graphic Resources, Inc., for a 3D Scaled Model Exhibit of the Metropolitan Parks System to be utilized at the New England Flower Show. Maximum Obligation not-to-exceed $6,000.00. The Contract-Agreement will terminate no later than March 31, 1992.
(December 5, 1991 - Commission voted to approve the expenditure of an amount not-to-exceed $20,000.00, for specialized services needed for the Exhibit). (Account No. 2448-0000).
The Commission V O T E D: to approve an award of a Contract-Agreement to Graphic Resources, Inc., for a 3D Scaled Model Exhibit of the Metropolitan Parks System to be utilized at the New England Flower Show.
The Secretary then submitted for signature Contract-Agreement, dated February 6, 1992, with Graphic Resources, Inc., which was signed by the Commissioner and four Associate Commissioners.

Action was taken upon the following matter relating to the Office of Real Property:

2. Report of Mr. Gray, January 31, recommending authorization for the acquisition by deed for no monetary consideration, from the United States of America acting by and through its National Park Service, for public recreation purposes in perpetuity, that certain property located in Boston and Cambridge, Massachusetts, containing approximately 1.95 acres of land, and comprising the remainder of the GSA Motor Pool Site (GSA Central Number 2-G-MA-784), as described in a deed dated August 31, 1989.
Also requesting authorization for Commissioner M. Ilyas Bhatti to execute said deed dated August 31, 1989, on behalf of the Metropolitan District Commission to finalize this acquisition.
The Commission V O T E D: to authorize the acquisition by deed for no monetary consideration, from the United States of America acting by and through its National Park Service, for public recreation purposes in perpetuity, that certain property located in Boston and Cambridge, Massachusetts, containing approximately 1.95 acres of land, and comprising the remainder of the GSA Motor Pool Site (GSA Central Number 2-G-MA-784), as described in a deed dated August 31, 1989.
The Commission further V O T E D: to authorize Commissioner M. Ilyas Bhatti to execute said deed dated August 31, 1989, on behalf of the Metropolitan District Commission to finalize this acquisition.

Adjourned at 11:50 a.m., to meet on Thursday, February 13, 1992 at 10:00 a.m.

William F. Cushman
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Record of the Three Thousand Five Hundred and Ninety Ninth (3599th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, February 13, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Landers and Settles.

The Records of the Commission Meeting held on January 30, 1992, were read and approved.

The Secretary submitted for signature the following papers which were signed by the Commissioner and four Associate Commissioners:

1. Contract No. P92-1634-M1A, dated February 13, 1992, with New England Traffic Signals, Inc., for Servicing Traffic Signal and Control Systems, Charles River Basin Districts.

2. Contract No. P92-1632-M1A, dated February 13, 1992, with Coviello Electric and General Contracting Co., for Servicing Traffic Signal and Control Systems, Middlesex Fells and Revere Beach Districts.

3. Contract No. P92-1633-M1A, dated February 13, 1992, with Tri-State Signal, Inc., for Servicing Traffic Signal and Control Systems, Blue Hills and Old Colony Districts.

Action was taken upon the following matters relating to the Engineering and Construction Division:

4. Report of Messrs. Faucher and Yuan, February 4, recommending approval of the request of the Contractor for an extension of time from January 31, 1992 to May 31, 1992, on Contract No. P84-1276-C1B, with R. Zoppo Co., Inc., for Bridge Deck Resurfacing of John F. Gilmore Bridge, Boston and Cambridge, due to the need to install pavement markings.
(At no additional Contract cost to the Commission).
The Commission V O T E D: to approve an extension of time from January 31, 1992 to May 31, 1992, as recommended by Messrs. Faucher and Yuan in their report of February 4, 1992, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

5. Report of Messrs. Faucher and Yuan, January 13, recommending the following on Contract No. P91-1616-C1A, with SPS New England Inc., for Expansion Joint Repairs - Alewife Brook Parkway Bridge, Cambridge -
(a) That work be accepted as completed as of November 20, 1991.
(b) That Estimate No. 1 (Final), in the amount of $41,843.46, be approved for payment.
(c) That reserve, in the amount of $2,202.29, be approved for payment.
(Basis of Award - $54,125.00)
(Amount to Date - $44,045.75)
(Contract Administration Rating - 3.30)
(EEO Compliance - 4.50)
The Commission V O T E D: that the work of SPS New England Inc., Contractor under Contract No. P91-1616-C1A, for Expansion Joint Repairs - Alewife Brook Parkway Bridge, Cambridge, be and hereby is accepted as completed as of November 20, 1991.
The Commission further V O T E D: to approve Estimate No. 1 (Final), in the amount of $41,843.46, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $2,202.29, for payment.

Action was taken upon the following matters relating to the Watershed Management Division:

6. Report of Messrs. McGinn and Robert O'Connor, January 29, on proposals for the taping of sugar maple trees located on the Quabbin Reservoir Watershed.
The Commission V O T E D: to accept the only bid received, that of Philip Johnson, of $200.00; allowing 471 taps of 277 sugar

maple trees on Sugar Maple Lot #37 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the only bid received, that of Hamilton Orchards, of $185.50; allowing 323 taps of 205 sugar maple trees on Sugar Maple Lot #38 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the only bid received, that of Hamilton Orchards, of $232.00; allowing 404 taps of 171 sugar maple trees on Sugar Maple Lot #40 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the only bid received, that of Philip Johnson, Jr., of $205.00; allowing 491 taps of 202 sugar maple trees on Sugar Maple Lot #41 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the only bid received, that of Shattuck's Sugar House, of $179.00; allowing 716 taps of 403 sugar maple trees on Sugar Maple Lot #42 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the only bid received, that of Donald Carlson, of $132.20; allowing 661 taps of 317 sugar maple trees on Sugar Maple Lot #43 - Quabbin Reservoir Watershed.

1. Report of Messrs. McGinn and Robert O'Connor, February 5, on proposals for the purchase of forest products located on the Ware River Watershed.
The Commission V O T E D: to accept the highest bid received, that of Forward Enterprise, of $6,750.00; to purchase approximately 59,905 board feet of sawlogs on Timber Sale No. 170AA - Ware River Watershed.
The Commission further V O T E D: to accept the highest bid received, that of F & L Firewood & Logging, of $8,500.00; to purchase approximately 163,720 board feet of sawlogs and 150 cords of firewood on Timber Sale No. 176A - Ware River Watershed.

Action was taken upon the following matter relating to the Recreational Facilities and Programs Division:

2. Report of Miss Connolly and Mr. Tilas, February 7, submitting for approval Project Justification and Scope of Services and requesting permission to advertise Project No. P88-1516-M5A, for Operation and Maintenance of Light and Sound System at the E. A. Hatch Memorial Shell. Estimated Cost $25,000.00. Time of Performance April 13, 1992 through October 31, 1992.
Funding -
FY92 - April 13 - June 30 - Account No. 2440-0010-HH - $5,500.00
FY93 - July 1 - October 31 - Account No. 2440-0010-HH - $19,500.00.
The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to advertise.

The following matters were placed on the agenda for the information of the Commission:

3. The following schedules were approved for payment by the Commissioner during the period from December 16, 1991 to December 23, 1991.
Expenditures $1,071,713.84

4. The following schedules were approved for payment by the Commissioner during the period from December 23, 1991 to December 30, 1991.
Expenditures $ 556,939.86

5. The following schedules were approved for payment by the Commissioner during the period from December 30, 1991 to January 6, 1992.
Expenditures $ 326,539.35

6. The following schedules were approved for payment by the Commissioner during the period from January 6, 1992 to January 13, 1992.
Expenditures $1,324,773.03

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1. The following schedules were approved for payment by the Commissioner during the period from January 13, 1992 to January 20, 1992.

Expenditures $ 679,517.86

2. The following schedules were approved for payment by the Commissioner during the period from January 20, 1992 to January 27, 1992.

Expenditures $ 854,399.11

Adjourned at 11:30 a.m., to meet on Thursday, February 27, 1992 at 10:00 a.m.

William L. Crockett
Secretary

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Record of the Three Thousand Six Hundredth (3600th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, February 27, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort and Landers.

The Records of the Commission Meeting held on February 6, 1992, were read and approved.

The Secretary submitted for signature the following paper which was signed by the Commissioner and three Associate Commissioners:

1. Second Amendment, dated February 27, 1992, to Contract-Agreement No. P82-0A04-D1B, with Metcalf and Eddy, Inc., for Design Services, United Waste Company Dam Mother Brook, Dedham, Massachusetts.

Action was taken upon the following matters relating to the Engineering and Construction Division:

2. Report of Messrs. Faucher and Abounaja, January 29, submitting for approval Project Summary, Project Work Schedule and Project Justification and requesting permission to advertise, subject to EOEA approval, Project No. P88-1548-C3A, Asbestos Abatement at Various MDC Locations, Estimated Cost $200,000.00.
Account No. 2440-7885.
The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to advertise.

3. Report of Messrs. Faucher and Brooks, February 20, requesting that the Commission ratify all actions taken by the Division and approve the award of Emergency Contract No. P92-1647-C1A to Carl Louis & Company, Inc., with a low bid of $10,500.00, for Replacement of the Boiler and Domestic Hot Water Systems at the Labor Office, Hull, Massachusetts.
Funding from Account No. 2490-8915.
The Commission V O T E D: to ratify the actions taken by the Division, as requested by Messrs. Faucher and Brooks in their report of February 20, 1992.
The Commission further V O T E D: to approve the award of Emergency Contract No. P92-1647-C1A to Carl Louis & Company, Inc., with a low bid of $10,500.00, for Replacement of the Boiler and Domestic Hot Water Systems at the Labor Office, Hull, Massachusetts.

4. Report of Messrs. Faucher, Brooks and DeLuca, February 19, submitting for approval Project Summary and Work Schedule and requesting permission to advertise Project No. P92-1638-M1A, Servicing Filtration and Sterilization Systems for Swimming Pools within the Metropolitan Parks System. Estimated Cost $350,000.00. Account No. 2440-0010-NN.
The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to advertise.

5. Report of Messrs. Faucher and Kirwin, February 18, recommending approval of a revision in quantities on Contract No. P90-1569-M1A, with Tri-State Signal, Inc., for Servicing Traffic Signal and Control Systems, Charles River Basin Districts, as follows:
Item No. 012-010 - Communication System and Clerical Work - $700.00
Item No. 013-010 - Storage Room and Engineer's Office - $700.00
(At no additional Contract cost as the revisions will be offset by unused quantities in other items).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Kirwin in their report of February 18, 1992.

6. Report of Messrs. Faucher and Lenhardt, February 13, recommending approval of an Amendment to Contract-Agreement No. P77-0000-D1G (CS-77-9PE), with Parsons, Brinckerhoff, Quade & Douglas, Inc., for Alewife Parkway Bridge, Cambridge, Massachusetts, which will modify the labor catagories, fee ranges for all catagories, and revise Task/Time breakdown to the landscape architect

sub-consultant, the Halvorson Company, Inc.
(At no additional cost to the Commission).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Lenhardt in their report of February 13, 1992.

Action was taken upon the following matters relating to the Watershed Management Division:

1. Report of Messrs. McGinn and Robert O'Connor, February 19, on proposals for the purchase of forest products located on the Quabbin Reservoir Watershed.
The Commission V O T E D: to accept the only qualified bid, that of Ellsworth Sawmill, of $1,883.60; to purchase approximately 8,290 board feet of sawlogs on Roadside Sale No. 38 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the only qualified bid, that of John Conkey & Sons Logging, of $538.00; to purchase approximately 6,965 board feet of sawlogs on Roadside Sale No. 39 - Quabbin Reservoir Watershed.

2. Report of Messrs. McGinn and Robert O'Connor, February 18, on proposals for Hazardous Waste Removal at Various Facilities, Quabbin Reservoir. Account No. 2420-1400-J-21.
(Messrs. McGinn and O'Connor recommend acceptance of the low bid, that of Southampton Sanitary Engineering Corp., of $7,135.00).
The Commission V O T E D: to accept the lowest bid, that of Southampton Sanitary Engineering Corp., of $7,135.00.

Action was taken upon the following matter relating the Recreational Facilities and Programs Division:

3. Report of Miss Connolly, February 19, recommending an extension of the ice skating season for prepaid hockey at the following rinks -
Cronin Rink, Revere - from March 14 through March 15
Murphy Rink, South Boston - from March 14 through March 17
Devine Rink, Dorchester - from March 14 through March 17
LoConte Rink, Medford - from March 14 through March 21
Bajko Rink, Hyde Park - from March 14 through March 21
Porrazzo Rink, East Boston - from March 14 through March 28
Simoni Rink, Cambridge - from March 14 through March 28
Veterans Rink, Somerville - from March 14 through March 28
Veterans Rink, Waltham - from March 14 through March 28
The Commission V O T E D: Approved as recommended by Miss Connolly in her report of February 19, 1992.

Action was taken upon the following Various Matters:

4. Report of Messrs. Jewett and Gray, February 21, recommending selection of Merrimack Engineering Services, Inc., to perform land survey services on 9 parcels of land bordering on the Asnebumskit Brook, in the Town of Holden, located in the Wachusett Reservoir Watershed Area. Cost not to exceed $39,760.00. Time for Performance will be approximately 4 months. Funds available in Account No. 2420-9883.
The Commission V O T E D: Approved as recommended by Messrs. Jewett and Gray in their report of February 21, 1992.

5. Report of Mr. Jewett, February 21, recommending approval and award of the following 7 contracts for Professional Real Estate Appraisal Services for the Watershed Land Acquisition Program FY92 and execution of all but the Daland and O'Leary Contract, which will be submitted for execution at a later date -

		VALUE	PARCELS
1.	O'Connor Real Estate Associates Includes Engineering Services	$49,550.00	16
2.	Leo M. Flynn Includes Engineering Services	$46,400.00	13
3.	Reynolds Company	$34,775.00	7
4.	George A. Frattaroli	$ 5,800.00	2
5.	Peter S. Emerson & Associates Includes Engineering Services	$43,355.00	14
6.	Winthrop Real Estate Advisors Includes Engineering Services	$23,520.00	5

		VALUE	PARCELS
7.	Daland and O'Leary	$15,000.00	*

(* Undetermined (Review Appraiser)
(Funds available in Account No. 2420-9883)
The Commission V O T E D: Approved.
The Secretary then submitted for signature the following 6 contracts, dated February 27, 1992, which were signed by the Commissioner and three Associate Commissioners:

		VALUE	PARCELS
1.	O'Connor Real Estate Associates Includes Engineering Services	$49,550.00	16
2.	Leo M. Flynn Includes Engineering Services	$46,400.00	13
3.	Reynolds Company	$34,775.00	7
4.	George A. Frattaroli	$ 5,800.00	2
5.	Peter S. Emerson & Associates Includes Engineering Services	$43,355.00	14
6.	Winthrop Real Estate Advisors Includes Engineering Services	$23,520.00	5

Action was taken upon the following matters relating to the Office of Real Property:

1. Report of Mr. Gray, February 20, submitting for approval Work Schedule and Project Summary and Justification for Open Order Contract No. RP92-0004, for Appraisals for Park Land Acquisition in FY 1992 - Middlesex, Suffolk and Norfolk Counties. Estimated Cost $125,000.00. Account No. 2441-9886, under Section 32 of Chapter 564 of the Acts of 1987 - Open Space Bond.
The Commission V O T E D: Approved.

2. Report of Mr. Gray, February 20, submitting for approval Work Schedule and Project Summary and Justification for Open Order Contract No. RP92-0005, for Title Examinations for Park Land Acquisition in FY 1992 - Middlesex, Suffolk and Norfolk Counties. Estimated Cost $25,000.00. Account No. 2441-9886, under Section 32 of Chapter 564 of the Acts of 1987 - Open Space Bond.
The Commission V O T E D: Approved.

The following matter was placed on the agenda for the information of the Commission:

3. The following schedules were approved for payment by the Commissioner during the period from January 27, 1992 to February 3, 1992.

Expenditures $483,335.56

Adjourned at 11:40 a.m., to meet on Thursday, March 5, 1992 at 10:00 a.m.

William F. Cronin
Secretary

Record of the Three Thousand Six Hundred and First (3601st) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, March 5, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Landers and Settles.

The Records of the Commission Meeting held on February 13, 1992, were read and approved.

The Secretary submitted for signature the following paper which was signed by the Commissioner and four Associate Commissioners:

Emergency Contract No. P92-1647-C1A, dated March 5, 1992, with Carl Louis & Company, Inc., for Replacement of the Boiler and Domestic Hot Water Systems at the Labor Office, Hull, Massachusetts.

Action was taken upon the following matters relating to the Engineering and Construction Division:

1. Report of Mr. Faucher and Mrs. Graves-Jones, February 12, submitting for approval Work Schedule, Project Summary and Justification and requesting permission to advertise Project No. P92-1635-M1A, Installation of Reflectorized Pavement Markings on Parkways and Roadways of the MDC. Estimated Cost $190,000.00. Account No. 2444-9001.
The Commission V O T E D: Approved.

2. Report of Messrs. Faucher and DeLuca, February 11, recommending approval of the following on Contract No. P90-1576-C1A, with Allied Weatherproofing Co., Inc., for Critical Repairs to Swimming Pools -
(a) Revision in Quantities - Item No. 004-010 - New Reinforced 6" Concrete Block Walls for New Storage Buildings - $3,010.56 at the Moynihan, Brighton/ Allston and Artesani facilities.
(b) Extra Work Order No. 3, in the amount of $893.10, to Waterproof the Concrete Block Masonry at the Moynihan, Brighton/Allston and Artesani facilities.
Account No. 2440-7893.
The Commission V O T E D: to approve the Revision in Quantities as recommended by Messrs. Faucher and DeLuca in their report of February 11, 1992.
The Commission further V O T E D: to approve Extra Work Order No. 3, in the amount of $893.10.

3. Report of Messrs. Faucher and DeLuca, February 11, recommending approval of the following on Contract No. P90-1575-C1A, with Allied Weatherproofing Co., Inc., for Rehabilitation of the Filtration Systems at the Connors Pool, Waltham -
(a) Extra Work Order No. 3, in the amount of $1,645.39, for Removal of Tree Stumps and Regrading the Area for the Proposed New Chlorine Storage Room.
(b) Extra Work Order No. 4, in the amount of $1,351.92, for Relocation of the Existing Roll Top Door.
Account No. 2440-7885
The Commission V O T E D: to approve Extra Work Order No. 3, in the amount of $1,645.39.
The Commission further V O T E D: Extra Work Order No. 4, in the amount of $1,351.92.

4. Report of Messrs. Faucher and Arinella, February 24, recommending the following on Contract No. P92-1622-S1A, with Coltec Industries, Fairbanks Morse Engine Division, for Inspection of Fairbanks Morse Engines at the Charles River and Amelia Earhart Dams, Boston and Somerville -
(a) That work be accepted as completed as of October 31, 1991.
(b) That invoices, in the amount of $9,666.89, be approved for payment.
(Basis of Award - $9,668.00)
(Final Cost - $9,666.89)

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(Consultant Rating - 7:00 on a scale of 1:00 to 10:00 with 10:00 being the highest rating possible).
The Commission V O T E D: that the work of Coltec Industries, Fairbanks Morse Engine Division, Consultant under Contract No. P92-1622-S1A, for Inspection of Fairbanks Morse Engines at the Charles River and Amelia Earhart Dams, Boston and Somerville, be and hereby is accepted as completed as of October 31, 1991.
The Commission further V O T E D: to approve invoices, in the amount of $9,666.89, for payment.

1. Report of Messrs. Faucher and Machado, March 2, recommending approval of a revision in quantities on Item No. 017-010 - Traffic Control Services - at a cost of $100,000.00, on Contract No. P84-1276-C2B, with Sciaba Construction Corp., for Rehabilitation of the Neponset River Bridge, Boston and Quincy. (At no additional Contract cost as there are sufficient unused quantities in other items to offset the increase).

2. Report of Messrs. Faucher and Mayhew, March 2, on bids for Contract No. P91-1604-C1A, Installation of a Swimming Pool Surface Coating, William A. Connell, Sr. Memorial Pool, Weymouth, Massachusetts.
(Messrs. Faucher and Mayhew recommend rejection of both bids as both Nashoba Valley Aluminum d/b/a/ M & M Pool and Allied Weatherproofing Co., Inc., did not document that their firms have retrofitted at least ten pools in the manner as specified. Messrs. Faucher and Mayhew further recommend that authorization be granted to readvertise the project).
The Commission V O T E D: to reject both bids as recommended by Messrs. Faucher and Mayhew in their report of March 2, 1992.
The Commission further V O T E D: approval to readvertise the project.

3. Report of Messrs. Faucher and Lenhardt, February 26, submitting for approval Work Schedule, Project Summary and Justification and requesting permission to advertise, subject to approval of the Bond Fund Spending Plan by the Executive Office of Environmental Affairs, Project No. P82-1128-C1A, Aberjona River Bridge Replacement, Winchester, Massachusetts. Estimated Cost $800,000.00. Account No. 2490-8881.
The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to advertise once approval is received from the Executive Office of Environmental Affairs.

Action was taken upon the following matter relating to the Watershed Management Division:

4. Report of Mr. McGinn, February 19, submitting for approval and signature Quabbin Park Cemetery Deed No. Q-1698, conveying Northeast 1/8th of Lot No. 1578, to Mr. Alex H. Simmoneau.
The Commission V O T E D: Approved.
The Secretary submitted for signature Quabbin Park Cemetery Deed No. Q-1698, dated March 5, 1992, which was signed by the Commissioner and two Associate Commissioners.

Action was taken upon the following matter relating to the Office of Real Property:

5. Report of Mr. Gray, February 26, submitting for approval Work Schedule and Project Summary and Justification and requesting permission to enter into a Service Contract for a Real Estate Analyst to Assist in the Watershed and Park Land Acquisition Programs. Compensation not-to-exceed $13,400.00, at a rate not-to-exceed $16.00 per hour. Time for Performance shall not exceed 5 months.
Account No. 2420-9883 and 2441-9886, under Sections 3 and 32 of Chapter 564 of the Acts of 1987 - Open Space Bond.
The Commission V O T E D: Delete from Agenda.

The following matters were placed on the agenda for the information of the Commission:

1. The following schedules were approved for payment by the Commissioner during the period from February 3, 1992 to February 10, 1992.

Expenditures $327,805.18

The following schedules were approved for payment by the Commissioner during the period from February 10, 1992 to February 17, 1992.

Expenditures $407,545.87

Adjourned at 12:00 p.m., to meet on Thursday, March 12, 1992 at 10:00 a.m.

William F. Quirk
Secretary

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Record of the Three Thousand Six Hundred and Second (3602nd) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, March 12, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Landers and Settles.

The Records of the Commission Meeting held on February 27, 1992, were read and approved.

Action was taken upon the following matters relating to the Engineering and Construction Division:

1. Report of Messrs. Faucher and Abounaja, February 19, recommending approval of a revision in quantities on Item No. 016-010 - Treatment Systems for Contaminated Groundwater at the Leo J. Martin Golf Course, Weston, at a cost of $10,325.00, on Contract No. P90-1574-C1A, with Seaman Bratko Corporation, for Furnishing and Installing New Storage Tanks, Pumps and Automated Fuel Management Equipment at Various MDC Locations.
Funding available in Account No. 2490-8881.
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Abounaja in their report of February 19, 1992.

2. Report of Messrs. Faucher and McCalla, February 26, submitting for approval Work Schedule, Project Summary and Justification and requesting permission to advertise Project No. P92-1645-M1A, Electronic and Sound Maintenance and Repair Work at Various Sports Facilities and Recreational Areas of the Metropolitan Parks District FY93 and FY94. Estimated Cost $179,500.00.
Account No. 2440-0010.
The Commission V O T E D: Approved.

3. Report of Messrs. Faucher and McCalla, February 26, submitting for approval Work Schedule, Project Summary and Justification and requesting permission to advertise Project No. P92-1643-M1A, Electrical Maintenance Work at Sports Facilities and Recreational Areas of the Metropolitan Parks District FY93 and FY94.
Estimated Cost $165,500.00.
Account No. 2440-0010.
The Commission V O T E D: Approved.

4. Report of Messrs. Faucher and Yuan, February 27, recommending the following on Contract No. P91-1615-C1A, with R. Zoppo Co., Inc., for Joint Repair to Revere Beach Parkway, Over MBTA, Medford, Massachusetts -
(a) That work be accepted as completed as of December 20, 1991.
(b) That Estimate No. 1 (Final), in the amount of $77,941.29, be approved for payment.
(c) That reserve, in the amount of $4,102.17, be approved for payment.
(Basis of Award - $111,400.00)
(Amount to Date - $ 82,043.46)
(Contract Administration Rating - 3.85)
(EEO Compliance - 3.00)
The Commission V O T E D: that the work of R. Zoppo Co., Inc., Contractor under Contract No.P91-1615-C1A, for Joint Repair to Revere Beach Parkway Over MBTA, Medford, Massachusetts, be and hereby is accepted as completed as of December 20, 1991.
The Commission further V O T E D: to approve Estimate No. 1 (Final), in the amount of $77,941.29, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $4,102.17, for payment.

5. Report of Messrs. Faucher and Machado, March 2, recommending approval of a revision in quantities on Item No. 017-010 - Traffic Control Services - at a cost of $100,000.00, on Contract No. P84-1276-C2B, with Sciaba Construction Corp., for Rehabilitation of the Neponset River Bridge, Boston and Quincy. (At no additional Contract cost as there are sufficient unused quantities in other items to offset the increase).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Machado in their report of March 2, 1992.

1. Report of Messrs. Faucher and Mayhew, February 26, recommending approval of Extra Work Order No. 1, in the amount of $8,653.97, for miscellaneous work including waterproofing, sandblasting, raking, caulking, repointing and concrete removal, on Contract No. P91-1598-C1A, with Allied Weatherproofing Company, Inc., for Rehabilitation of the Castle Island Sanitary Building, South Boston, Massachusetts. Account No. 2440-8885.
The Commission V O T E D: to approve Extra Work Order No. 1, in the amount of $8,653.97.

2. Report of Messrs. Faucher and Abounaja, February 25, recommending approval of Extra Work Order No. 4, in the amount of $1,313.25, for additional lettering at the main entrance columns of Old Harbor Park, Dorchester, on Contract No. P89-1556-C1A, with John Mahoney Construction Co./Whittier Equipment Corp., for Old Harbor Park, Dorchester Shores Reservation. Account No. 2440-8885.
The Commission V O T E D: to approve Extra Work Order No. 4, in the amount of $1,313.25.

3. Report of Messrs. Faucher and Giella, February 24, submitting for approval Work Schedule, Project Summary and Justification and requesting permission to advertise Project No. P92-1623-M1A, Maintenance of Carpeting at the MDC Headquarters Building, 20 Somerset Street, Boston, Massachusetts. Estimated Cost for the 15 month contract is $10,800.00. Account No. 2440-0010-JJ.
The Commission V O T E D: Approved.

4. Report of Messrs. Faucher and McCalla, February 26, submitting for approval Work Schedule, Project Summary and Justification and requesting permission to advertise Project No. P92-1644-M1A, Maintenance of Prime Power and Emergency Generators, FY93 and FY94. Estimated Cost $70,000.00. Account No. 2440-0010.
The Commission V O T E D: Approved.

Action was taken upon the following matter relating to the Office of Landscape Architect:

5. Report of Mr. Jackson, March 4, recommending approval of the request of the Contractor for an extension of time from March 8, 1992 to May 7, 1992, on Contract No. P88-1541-C1A, with Ledgewood Construction Company, Inc., for Reconstruction of Ventura Playground, due to the need to complete miscellaneous work. (At no additional cost to the Commission).
The Commission V O T E D: to approve an extension of time, from March 8, 1992 to May 7, 1992, as recommended by Mr. Jackson in his report of March 4, 1992, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

Action was taken upon the following matter relating to the Watershed Management Division:

6. Report of Mr. McGinn and Ms. Austin, March 4, recommending approval of an extension of time from June 30, 1992 to June 30, 1993, on Contract No. WM88-054-S1A, with Alpha Analytical, Inc., for Analytical Services for Mercury Investigation at Quabbin Reservoir and Wachusettt Reservoir, due to the need for additional time to complete work which was halted by budgetary restraints.
(At no additional cost to the Commission).
The Commission V O T E D: Approved.

Action was taken upon the following Various Matters:

7. Report of Mr. Jewett, March 4, recommending approval and execution of the following contracts for Professional Real Estate Title Examination Services - as authorized by Commission vote of December 19, 1991.

NAME	VALUE	PARCELS
Valley Title Company, Ltd.	$ 4,480.00	12
Gould Title Company	$11,500.00	21
Peter E. Flynn	$ 3,330.00	13

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Completion date will be no later than June 30, 1992.
Account No. 2420-9883.
The Commission V O T E D: Approved.
The Secretary then submitted for signature contracts, dated March 12, 1992, with Valley Title Company, Ltd., Gould Title Company and Peter E. Flynn, for Professional Real Estate Title Examination Services, which were signed by the Commissioner and three Associate Commissioners.

1. Report of Mrs. O'Brien, March 5, submitting for approval Project Work Schedule, Project Summary and Justification and requesting permission to engage the services of Aquatic Control Technology, Inc., for Project No. PL92-005-S1A, Acquatic Plant Management Program at Ware's Cove, Charles River, Newton, at a cost of $26,350.00. Account No. 2449-7350, Charles River Water Quality Bond Issue - Chapter 584 of the Acts of 1972.
The Commission V O T E D: Approved.

2. Report of Mr. Wright, March 9, submitting for approval and execution First Amendment to Contract-Agreement No. P87-1467-S1A, with GEI Consultants, Inc., for Environmental Testing and Assessment at Dorchester Shores in the Neponset and Hallet Street Sections of the City of Boston, which calls for an extension of time from March 15, 1992 to December 31, 1992, due to the need to complete the site investigation and prepare required reports. (At no additional cost to the Commission).
The Commission V O T E D: Approved.
The Secretary then submitted for signature Contract-Agreement No. P87-1467-S1A, dated March 12, 1992, with GEI Consultants, Inc., which was signed by the Commissioner and three Associate Commissioners.

The following matter was placed on the agenda for the information of the Commission:

3. The following schedules were approved for payment by the Commissioner during the period from February 17, 1992 to February 24, 1992.

Expenditures $672,007.67

Adjourned at 11:55 a.m., to meet on Thursday, March 19, 1992 at 10:00 a.m.

Secretary

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Record of the Three Thousand Six Hundred and Third (3603rd) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, March 19, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Elkort, Landers and Settles.

The Records of the Commission Meeting held on March 5, 1992, were read and approved.

Action was taken upon the following matters relating to the Engineering and Construction Division:

1. Report of Messrs. Faucher and DeLuca, February 11, recommending approval of Extra Work Order No. 4, in the amount of $29,303.37, for installation of a concrete slab over existing pool bottom at the Dealtry Pool, Watertown, along with associated plumbing modifications, on Contract No. P90-1576-C1A, with Allied Weatherproofing Co., Inc., for Critical Repairs to Swimming Pools. Account No. 2440-7893.
The Commission V O T E D: to approve Extra Work Order No. 4, in the amount of $29,303.37.

2. Report of Messrs. Faucher and Abounaja, March 2, recommending approval of Extra Work Order No. 5, in the amount of $3,000.00, for furnishing and installing two drains in the deck of the viewing terrace to act as air vents, on Contract No. P89-1556-C1A, with John Mahoney Construction Co., Inc./Whittier Equipment Corp., for Construction of Old Harbor Park, Dorchester. Account No. 2440-8885.
The Commission V O T E D: to approve Extra Work Order No. 5, in the amount of $3,000.00.

Action was taken upon the following matters relating to the

Watershed Management Division:

3. Report of Messrs. McGinn and Kane, March 12, recommending the following on Contract No. WM91-000-X1A, with Richard A. Turner & Co., Inc., for Quabbin Tower Emergency Electrical Tower Repair -
(a) That work be accepted as completed as of December 13, 1991.
(b) That Estimate No. 2 (Final), in the amount of $4,560.00, be approved for payment.
(c) That reserve, in the amount of $343.30, be approved for payment.
(Basis of Award - $6,866.00)
(Amount to Date - $6,866.00)
(Contract Administration Rating - 4.00)
(EEO Compliance - N/A)
The Commission V O T E D: that the work of Richard A. Turner & Co., Inc., Contractor under Contract No. WM91-000-X1A, for Quabbin Tower Emergency Electrical Tower Repair, be and hereby is accepted as completed as of December 13, 1991.
The Commission further V O T E D: to approve Estimate No. 2 (Final), in the amount of $4,560.00, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $343.30, for payment.

4. Report of Messrs. McGinn and Kane, March 3, recommending the following on Contract No. WM92-101-S1A, with GZA GeoEnvironmental, Inc., for Goodnough Dike Seepage Assessment -
(a) That work be accepted as completed as of January 10, 1992.
(b) That Estimate No. 1 (Final), in the amount of $3,578.46, be approved for payment.
(c) That reserve, in the amount of $397.61, be approved for payment.
(Basis of Award - $4,000.00)
(Amount to Date - $3,976.07)
The Commission V O T E D: that the work of GZA GeoEnvironmental, Inc., Consultant under Contract-Agreement No. Wm92-101-S1A, for Goodnough Dike Seepage Assessment, be and hereby is accepted as of January 10, 1992.
The Commission further V O T E D: to approve Estimate No. 1 (Final), in the amount of $3,578.46, for payment.

The Commission further V O T E D: to approve release of reserve, in the amount of $397.61, for payment.

1. Report of Messrs. McGinn and Robert O'Connor, March 9, requesting approval to solicit bids for the construction of a high-tensile electrified fence to exclude white-tailed deer from approximately 100 acres in the Quabbin Park portion of the Quabbin Reservation. Estimated cost $10,000.00.
Funds are available in Account No. 2420-1400-NN.
(This project is part of a fencing program outlined in the Division's "Quabbin Reservation White-tailed Deer Impact Management Plan" which was approved and adopted by the Commission in June 1991).
Mr. O'Connor explained that the purpose of the project is to mitigate the impact of deer browsing on forest regeneration, thereby protecting the watershed cover. He then noted that a further benefit will be a means of evaluating a non-lethal method of keeping deer out of certain areas of the reservation.
Mr. O'Connor then explained that the electrified fence will deliver a high-voltage, but low-amperage, non-harmful shock to deer. He further explained that the fence will pose no danger to humans.
A lengthy discussion ensued concerning the impact of the fence on visitors to the Quabbin Reservation.
Associate Commissioner Landers requested that Mr. O'Connor determine if the electrical system could be a safety hazard to individuals who use heart regulating pace-makers.
In addition, she asked that Mr.O'Connor obtain for the Commission further information on the electrical amperage volume delivered by the high voltage energizer.
The Commission V O T E D: Approved.

Action was taken upon the following Various Matters:

2. Report of Mr. Jewett, March 12, on behalf of the Consultant Selection Committee, recommending selection of Greenman - Pederson, Inc., for Watershed Land Boundary Survey Services - Wachusett Reservoir and Quabbin Reservoir Watershed Areas, Contract No. R92-0003-L1A. Maximum Obligation not-to-exceed $37,500.00. Services to be completed no later than June 30, 1992. Account No. 2420-9883.
The Commission V O T E D: Approved as recommended by Mr. Jewett in his report of March 12, 1992.

3. Report of Mr. Ippolito, February 28, on bids for Asbestos Removal From the Storage Shed in the Maintenance Support Unit Yard in Stoneham. Account No. 2440-0010.
(Mr. Ippolito recommends acceptance of the low bid, that of Bay Insulation Systems, of $632.00).
The Commission V O T E D: to accept the lowest bid, that of Bay Insulation Systems, of $632.00.

4. Report of Mr. Wright, March 16, submitting for approval and signature First Amendment to Contract-Agreement, dated February 7, 1989, between the MDC and the Boston Zoological Society, which calls for the termination of all rights, duties and obligations of both parties to be effective on June 30, 1992.
The Commission V O T E D: Approved.
The Secretary then submitted for signature First Amendment, dated March 19, 1992, to Contract-Agreement between the MDC and the Boston Zoological Society, which was signed by the Commissioner and three Associate Commissioners.

5. Report of Mr. Wright, March 16, submitting for approval and signature a Memorandum of Understanding with Commonwealth Zoological Corporation for the purpose of affecting an orderly transition of management of the Franklin Park Zoo and the Stone Memorial Zoo from the Metropolitan District Commission to the Commonwealth Zoological Corporation.
The Commission V O T E D: to enter into a Memorandum of Understanding with the Commonwealth Zoological Corporation for the purposed of affecting an orderly transition of management of the zoos from the Commission to the Corporation.

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The Secretary then submitted for signature Memorandum of Understanding, dated March 19, 1992, with the Commonwealth Zoological Corporation, which was signed by the Commissioner and three Associate Commissioners.

The following matters were placed on the agenda for the information of the Commission:

1. The following schedules were approved for payment by the Commissioner during the period from February 24, 1992 to March 2, 1992.

   Expenditures $426,559.81

2. The following schedules were approved for payment by the Commissioner during the period from March 2, 1992 to March 9, 1992.

   Expenditures $899,449.48

Adjourned at 11:15 a.m., to meet on Thursday, March 26, 1992 at 10:00 a.m.

William F. Quirk
Secretary

Record of the Three Thousand Six Hundred and Fourth (3604th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, March 26, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Elkort, Landers and Settles.

The Records of the Commission Meeting held on March 12, 1992, were read and approved.

Action was taken upon the following matters relating to the Engineering and Construction Division:

1. Report of Messrs. Faucher and Young, March 18, recommending approval of a revision in quantities on Item No. 071-010 - Licensed Electrician Hourly Rate - at a cost of $2,244.00, on Contract No. P90-1570-M1A, with Penachio Brothers Electrical Corp., for Maintenance of Street Lighting Systems on Parkways and Roadways of the Metropolitan District Commission.
(At no additional contract cost as there are sufficient unused quantities in other items to offset the increase).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Young in their report of March 18, 1992.

2. Report of Messrs. Faucher and Young, March 20, recommending the following on Contract No. P90-1570-M1A, with Penachio Brothers Electrical Corp., for Maintenance of Street Lighting Systems on Parkways and Roadways of the Metropolitan District Commission -
(a) That work be accepted as completed as of January 31, 1992.
(b) That Estimate No. 23 (Final) in the amount of $46,358.98, be approved for payment.
(c) That reserve, in the amount of $7,749.47, be approved for payment.
(Basis of Award - $662,311.40)
(Amount to Date - $623,012.44)
(Contract Administration Rating - 4.30)
(EEO Compliance - 3.00)
The Commission V O T E D: that the work of Penachio Brothers Electrical Corp., Contractor under Contract No. P90-1570-M1A, for Maintenance of Street Lighting Systems on Parkways and Roadways of the Metropolitan District Commission, be and hereby is accepted as completed as of January 31, 1992.
The Commission further V O T E D: to approve Estimate No. 23 (Final), in the amount of $46,358.98, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $7,749.47, for payment.

3. Report of Messrs. Faucher and Higgott, March 18, recommending approval of an Amendment to Contract-Agreement No. P80-0844-D1C, with the Maguire Group, for additional tasks needed to complete scope of design work, at a cost of $56,400.00, on Beaver Brook Flood Mitigation Project. Account No. 2410-8802.
The Commission V O T E D: Approved.

Action was taken upon the following matters relating to the Watershed Management Division:

4. Report of Messrs. McGinn and Robert O'Connor, March 18, on proposals for the purchase of forest products located on the Quabbin, Ware River, Wachusett and Sudbury Watersheds.
The Commission V O T E D: to accept the only qualified bid that of Jacques Caron, of $738.30; to purchase approximately 46 cords of firewood on Timber Sale No. 10 - Sudbury Reservoir Watershed.
The Commission further V O T E D: to accept the only qualified bid that of Bosse Logging, of $5,150.00; to purchase approximately 137,886 board feet of sawlogs, 26 cords of pulp and 155 cords of pulp in tops on Timber Sale No. 11 - Sudbury Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Peter Hook, of $1,430.00; to purchase approximately 95 cords of firewood on timber Sale No. 96 - Wachusett Reservoir Watershed.

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The Commission further V O T E D: to accept the only qualified bid, that of F & L Firewood and Logging, of $2,250.00; to purchase approximately 16,385 board feet of sawlogs and 219 cords of firewood on Timber Sale No. 192 - Ware River Watershed.
The Commission further V O T E D: to accept the only qualified bid, that of F & L Firewood, of $1,705.00; to purchase approximately 36,650 board feet of sawlogs on Timber Lot No. 193 - Ware River Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of John Conkey & Sons, of $5,082.00; to purchase approximately 77,000 board feet of sawlogs on Timber Lot No. 611 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Lawrence Strycharz, of $1,925.00; to purchase approximately 110 cords of firewood on Timber Lot No. 612 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Nelson Malin, of $1,060.00; to purchase approximately 94 cords of firewood on Timber Lot No. 613 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the only qualified bid, that of Leclerc & Son Forestry, of $4,568.75; to purchase approximately 106,555 board feet of sawlogs, 43 cords of firewood and 26 cords of pulp on Timber Lot No. 614 - Quabbin Reservoir Watershed.

1. Report of Messrs. McGinn and O'Connor, March 18, submitting for Commission approval season and fee schedule for the 1992 boat fishing season at Quabbin Reservoir.
(All fees will remain at the 1991 level).
The Commission V O T E D: to approve the following season and fee schedule for the 1992 fishing season at Quabbin Reservoir -

A. **FISHING SEASON DATES**

The season for boat and shore fishing will be as follows:
- Boat Launch Area #1 (Gate 8), Boat Launch Area #2 (Gate 31), and Boat Launch Area #3 (Gate 43) will open on Saturday, April 18 and closed on Saturday October 17, 1992.

B. **DAYS OPEN**

All three Boat Launch Areas will be open seven days per week an a limited number of boats and motors will be available for rental at each area.

C. **OPENING HOURS**

- April 18-20: 5:30 A.M. (due to large crowds on first weekend)
- April 21 - September 1: 6:00 A.M.
- September 2 - October 17: 6:30 AM (due to shortened day length)

D. **CLOSING HOURS - BOATS OFF WATER**

- April 18 - May 5: 6:00 PM
- May 6 - September 1: 7:00 PM
- September 2 - October 17: 6:30 PM

E. **FEE SCHEDULES - RATES FOR RENTAL OF BOATS, OUTBOARD MOTORS, & SERVICES AT QUABBIN RESERVOIR EFFECTIVE APRIL 18, 1992:**

- **PERSONS MUST BE 16 YEARS OR OLDER TO RENT A BOAT -**

RENTALS	MINIMUM	MAXIMUM	DEPOSIT
BOAT	$ 2.00	$ 7.00	$ 7.00
MOTOR (w/3 gals. gas)	8.00	20.00	20.00
TOTAL	$10.00	$27.00	$27.00

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The following hourly charges will be in effect:

HOUR	BOAT	MOTOR	TOTAL COST
1	$2.00	$ 8.00	$10.00
2	2.00	8.00	10.00
3	3.00	10.00	13.00
4	4.00	12.00	16.00
5	5.00	14.00	19.00
6	6.00	16.00	22.00
7	7.00	18.00	25.00
8	7.00	20.00	27.00

(After 15 minutes past the hour, the next hour charge will be in effect.)

- PERSONS 65 OR OLDER, MONDAY THRU FRIDAY (EXCEPT HOLIDAYS) -

RENTALS	MINIMUM	MAXIMUM	DEPOSIT
BOAT	$ .50	$ 2.50	$ 2.50
MOTOR (w/3 gals. gas)	3.00	7.50	7.50
TOTAL	$3.50	$10.00	$10.00

The following Hourly Charges will be in effect:

HOUR	BOAT	MOTOR	TOTAL COST
1	$ .50	$3.00	$ 3.50
2	1.00	3.00	4.00
3	1.00	4.00	5.00
4	2.00	4.00	6.00
5	2.50	4.50	7.00
6	2.50	5.50	8.00
7	2.50	6.50	9.00
8	2.50	7.50	10.00

(After 15 minutes past the hour, the next hour charge will be in effect.)

PRIVATE BOAT RAMP (per person) - $2.00
(65 or older) - 1.00

PARKING (per vehicle) - $4.00
(65 or older) - 2.00.

Action was taken upon the following Various Matters:

1. Report of Mr. Jewett, March 19, submitting for execution a Contract for Professional Appraisal Review Services with Daland & O'Leary for Watershed Land Acquisition Program FY92 - as authorized by Commission vote of February 27, 1992. Value of Contract is $15,000.00. Account No. 2420-9883.
The Secretary submitted for signature Contract, dated March 26, 1992, for Professional Appraisal Review Services with Daland & O'Leary for Watershed Land Acquisition Program FY92, which was signed by the Commissioner and two Associate Commissioners. Associate Commissioner Landers did not participate in discussion nor sign this Contract.

2. Report of Mr. Jewett, March 19, submitting for approval and execution First Amendment to Contract-Agreements for Professional Real Estate Appraisal Services for the Watershed Land Acquisition Program FY92, with O'Connor Real Estate Associates, Inc., which increases their fee from $49,550.00 to $52,750.00, and Winthrop Real Estate Advisors, which increases their fee from $23,520.00 to $27,520.00, for additional appraisal services of land in the Town of Boylston. Account No. 2420-9883.
The Commission V O T E D: Approved.
The Secretary then submitted for signature First Amendment, dated March 26, 1992, to Contract-Agreements with Real Estate Appraisal Services and Winthrop Real Estate Advisors, which were signed by the Commissioner and two Associate Commissioners.

Associate Commissioner Landers did not participate in discussion, vote on the item nor sign the First Amendment to the Contract-Agreements.

1. Report of Mesdames Zilligen and Charlton, March 23, recommending approval of an Amendment increasing by $2,000.00 the expenditure of $20,000.00, as authorized by Commission vote of December 5, 1991, for specialized services needed for MDC participation in The 1992 Massachusetts Horticultural Society Flower Show. Account No. 2448-0000.
The Commission V O T E D: Approved.

2. Report of Mr. Jewett, March 23, recommending approval and execution of the following five open order contracts for Professional Real Estate Appraisal Services for the Parks Land Acquisition Program FY92 - Open Order Contract No. RP92-0004 -

		VALUE	PARCELS
1.	Meredith & Grew, Inc.	$18,800.00	6
2.	Richard W. Partridge & Associates	$13,400.00	7
3.	Leo M. Flynn	$ 7,500.00	1
4.	R. M. Bradley & Co., Inc.	$19,000.00	3
5.	Frederick F. Donahoe, SRPA	$ 6,500.00	8

(Funds Available in Account No. 2441-9886).
The Commission V O T E D: Approved.
The Secretary then submitted for signature contracts, dated March 26, 1992, with Meredith & Grew, Inc., Richard W. Partridge & Associates, Leo M. Flynn, R. M. Bradley & Co., Inc., and Frederick F. Donahoe, SRPA, for Professional Real Estate Appraisal Services for the Parks Land Acquisition Program FY92 - Open Order Contract No. RP92-0004, which were signed by the Commissioner and two Associate Commissioners.
Associate Commissioner Landers did not participate in discussion, vote on the item nor sign the Contracts.

Adjourned at 11:25 a.m., to meet on Thursday, April 2, 1992 at 10:00 a.m.

William F. Cronin
Secretary

Record of the Three Thousand Six Hundred and Fifth (3605th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, April 2, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Landers and Settles.

The Records of the Commission Meeting held on March 19, 1992, were read and approved.

The Secretary submitted for signature the following papers which were signed by the Commissioner and four Associate Commissioners:

1. Contract-Agreement, dated April 2, 1992, with Merrimack Engineering Services, Inc., for Land Survey Services on 9 Parcels of Land Bordering on the Asnebumskit Brook, in the Town of Holden, located in the Wachusett Reservoir Watershed Area.

2. Contract No. PL92-005-S1A, dated April 2, 1992, with Aquatic Control Technology, Inc., for Aquatic Plant Management at Ware's Cove, Charles River, Newton.

Action was taken upon the following matters relating to the Engineering and Construction Division:

3. Report of Messrs. Faucher and Mayhew, March 19, recommending approval of the request of the Contractor for an extension of time from March 15, 1992 to April 15, 1992, on Contract No. P91-1598-C1A, with Allied Weatherproofing Company, Inc., for Rehabilitation of the Castle Island Sanitary Building, South Boston, Massachusetts, due to additional work added to the Contract.
The Commission V O T E D: to approve an extension of time, from March 15, 1992 to April 15, 1992, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

4. Report of Messrs. Faucher and Higgott, March 20, recommending the following on Contract No. P82-1079-C1A, with Linden Construction, Inc., for Repair of Seawalls and Restoration of Pavilions and Bandstand, Revere Beach Reservation -
(a) That work be accepted as completed as of February 24, 1992.
(b) That Estimate No. 24 (Final), in the amount of $16,654.18, be approved for payment.
(c) That reserve, in the amount of $125,471.52, be approved for payment on April 29, 1992.
(Basis of Award - $5,990,541.00)
(Amount to Date - $6,174,509.32)
(Contract Administration Rating - 4.00)
(EEO Compliance - 4.00)
The Commission V O T E D: that the work of Linden Construction, Inc., Contractor under Contract No. P82-1079-C1A, Contractor under Contract No. P82-1079-C1A, for Repair of Seawalls and Restoration of Pavilions and Bandstand, Revere Beach Reservation, be and hereby is accepted as completed as of February 24, 1992.
The Commission further V O T E D: to approve Estimate No. 24 (Final), in the amount of $16,654.18, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $125,471.52, for payment.

Action was taken upon the following matters relating to the Recreational Facilities and Programs Division:

5. Report of Ms. Connolly and Mr. Tilas, March 25, on bids for Operation and Maintenance of Sound and Lighting Systems at the E. A. Hatch Memorial Shell. Funding -
April, 1992 thru June 30, 1992 Account No. 2440-0010-HH - $3,000.00.
July 1, 1992 thru October 3, 1992 Account No. 2440-0010-HH - $11,996.00.
(Ms. Connolly and Mr. Tilas recommend acceptance of the low bid, that of Capron, Inc., of $14,996.00).
The Commission V O T E D: Delete from Agenda.

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1. Report of Ms. Connolly and Mr. Tilas, April 2, on bids for Operation and Maintenance of Sound and Lighting Systems at the Hatch Memorial Shell, Contract No. P88-1516-M5A.
(Ms. Connolly and Mr. Tilas recommend that the Commission reject all bids and readvertise the project).
The Commission V O T E D: to reject all bids as recommended by Ms. Connolly and Mr. Tilas in their memo of April 2, 1992.
The Commission further V O T E D: Permission to readvertise.

Action was taken upon the following Various Matters:

2. Report of Mr. Jackson, March 26, submitting for approval Project Summary and Justification, Work Schedule and requesting permission to advertise Project No. P89-1561-C4A, for Cherry Tree Planting, Charles River Reservation and Mystic River Reservation. Estimated Cost $10,000.00.
Funding available in Account No. 2448-0000.
The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to advertise.

3. Report of Mr. Wright, March 27, submitting for approval and execution Contract-Agreement with H. C. Miller Woodworking, Inc., for Mill Work for Sign Posts and Frames for the Pierre Lallement Bicycle Path Signs, Southwest Corridor Park, Boston. Cost of the work will not exceed $300.00. The contract is scheduled for completion no later then May 1, 1992. Account No. 2440-0010-JJ.
The Commission V O T E D: Approved.
The Secretary then submitted for signature Contract-Agreement, dated April 2, 1992, with H. C. Miller Woodworking, Inc., which was signed by the Commissioner and four Associate Commissioners.

4. Report of Mr. Jewett, March 27, recommending approval and execution of the following four Open Order Contracts, for Professional Real Estate Title Examination Services, Middlesex, Norfolk and Suffolk Counties - Park Land Acquisition Program FY92 - Contract No. RP92-0005 -

	NAME	VALUE	PARCELS
1.	Harrison & Maguire, P. C.	$5,135.00	5
2.	Francis A. Fitzpatrick, Jr.	$ 800.00	2
3.	Tamagini & Bloomenthal, P.C.	$2,750.00	5
4.	Nancy Mahoney Harris, Esquire	$2,380.00	6

Time of Performance to June 30, 1992.
(Funds available in Account No. 2441-9886).
The Commission V O T E D: Approved.
The Secretary then submitted for signature Open Order Contracts, dated April 2, 1992, with Harrison & Maguire, P. C., Francis A. Fitzpatrick, Jr., Tamagini & Bloomenthal, P.C., and Nancy Mahoney Harris, Esquire, for Professional Real Estate Title Examination Services, Middlesex, Norfolk and Suffolk Counties - Park Land Acquisition Program FY92 - Contract No. RP92-0005, which were signed by the Commissioner and four Associate Commissioners.

. Report of Mr. Jewett, March 30, on behalf of the Consultant Selection Committee, recommending selection of C. T. Male Associates, P.C., for Watershed Land Boundary Survey Services - Wachusett Reservoir and Quabbin Reservoir Watershed Areas, Contract-Agreement No. R92-0003-L2A. Maximum Obligation $35,200.00. Services to be completed no later than June 30, 1992. Account No. 2420-9883.
The Commission V O T E D: Approved.

. Report of Mr. Jewett, March 30, on behalf of the Consultant Selection Committee, recommending selection of Schofield Brothers, Inc., for Watershed Land Boundary Survey Services - Wachusett Reservoir and Quabbin Reservoir Watershed Areas, Contract-Agreement No. R92-0003-L3A. Maximum Obligation $28,575.00. Services to be completed no later than June 30, 1992. Account No. 2420-9883.
The Commission V O T E D: Approved.

. Report of Mr. Rock, April 1, on bids for Window Washing at 20 Somerset Street, Boston. Service to completed by June 30, 1992. Account No. 2440-0010-JJ.

(Mr. Rock recommends acceptance of the low bid, that of National Window Cleaning of $940.00).
The Commission V O T E D: to accept the low bid, that of National Window Cleaning, of $940.00.

Action was taken upon the following matters relating to the Office of Real Property:

1. Report of Mr. Gray, March 30, recommending that the Commission approve and execute an Agreement for Appraisal Services with Arthur D. Little, Inc., for certain property in Arlington and Cambridge adjacent to Acorn Park which is currently used for its employee parking, and to authorize a contract with Meredith & Grew, Incorporated, for the performance of appraisal services, in an amount not to exceed $7,500.00, which shall be paid solely and in full by said Arthur D. Little, Inc., at no cost to the Commonwealth or to the Commission.
The Commission V O T E D: to authorize an Agreement for Appraisal Services with Arthur D. Little, Inc., relating to the appraisal of that certain property situated in the Town of Arlington and the City of Cambridge and adjacent to the principal office of Arthur D. Little, Inc., at Acorn Park, Cambridge, which property comprises a portion of Alewife Reservation and is referred to as the Premises within said Agreement, containing at its largest configuration approximately 5.7 acres of land.
The Secretary then submitted for signature the Agreement, dated April 2, 1992, with Arthur D. Little, Inc., which was signed by the Commissioner and three Associate Commissioners.
The Commission further V O T E D: to authorize a contract with Meredith & Grew, Incorporated, for the performance of appraisal services, in an amount not to exceed $7,500.00, which shall be paid solely and in full by said Arthur D. Little, Inc., at no cost to the Commonwealth or to the Commission, as recommended by Mr. Gray in his report of March 30, 1992.
Associate Commissioner Landers did not participate in discussion, vote on the item, nor sign the Agreement.

2. Report of Mr. Gray, March 30, recommending that the Commission amend its vote of February 27, 1992, to include in its approval of Open Order Contract No. RP92-0004, Appraisal Services to Determine Fair Market Value for Yacht Clubs and Boat Clubs under the Jurisdiction of the Commission, and to authorize the expenditure of an amount not to exceed $59,800.00 for costs related to the performance of such services within Fiscal Year 1992. Account No. 2441-9886.
The Commission V O T E D: to amend its vote of February 27, 1992, to include in its approval of Open Order Contract No. RP92-0004, Appraisal Services to Determine Fair Market Value for Yacht Clubs and Boat Clubs under the Jurisdiction of the Commission.
The Commission further V O T E D: to authorize the expenditure of an amount not to exceed $59,800.00 for costs related to the performance of such services within Fiscal Year 1992.
Associate Commissioner Landers did not participate in discussion nor vote on this matter.

3. At this point, Miss Connolly, Director of Recreational Facilities and Programs, briefed the Commission on the schedule and fee structure for the 1992 Season at Ponkapoag Golf Course, Canton and Leo J. Martin Golf Course, Weston.

The following matters were placed on the agenda for the information of the Commission:

1. The following schedules were approved for payment by the Commissioner during the period from March 9, 1992 to March 16, 1992.

Expenditures $448,051.45

7. The following schedules were approved for payment by the Commissioner during the period from March 16, 1992 to March 23, 1992.

Expenditures $304,930.51

Adjourned at 11:45 a.m., to meet on Thursday, April 16, 1992 at 10:00 a.m.

William F. Cushman
Secretary

Record of the Three Thousand Six Hundred and Sixth (3606th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, April 16, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort and Landers.

The Records of the Commission Meeting held on March 26, 1992, were read and approved.

The Secretary submitted for signature the following papers which were signed by the Commissioner and three Associate Commissioners:

1. Sixth Amendment, dated April 16, 1992, to Contract-Agreement No. P77-0000-D1G (CS-77-9PE), with Parsons, Brinckerhoff, Quade & Douglas, Inc., Alewife Brook Parkway Bridge, Cambridge, Massachusetts.

2. First Amendment, dated April 16, 1992, to Contract-Agreement No. WM88-054-S1A, with Alpha Analytical, Inc., for Analytical Services for Mercury Investigation at Quabbin Reservoir and Wachusett Reservoir.

3. Third Amendment, dated April 16, 1992, to Contract-Agreement No. P80-0844-D1C, with The Maguire Group, for Beaver Brook Flood Mitigation Project.

4. Contract-Agreement, dated April 16, 1992, with Southampton Sanitary Engineering Corp., for Hazardous Waste Removal at Various Facilities, Quabbin Reservoir.

Action was taken upon the following matters relating to the Engineering and Construction Division:

5. Report of Messrs. Faucher and Lespasio, March 30, recommending approval of an Amendment, for an extension of time from June 30, 1992 to June 30, 1993, on Contract-Agreement No. P82-1047-D1H, with Howard Needles Tammen & Bergendoff, for Engineering Services for Reconstruction/Rehabilitation of the Lynnway and General Edwards Bridge, due to the need to complete the systems testing of the computer driven system.
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Lespasio in their report of March 30, 1992.

6. Report of Messrs. Faucher and Yuan, March 31, recommending approval of a revision in quantities on Item No. 011-010, Remodeled Scuppers, at a cost of $1,500.00, on Contract No. P84-1276-C1B, with R. Zoppo Co., Inc., for Bridge Deck Resurfacing of John F. Gilmore Bridge, Boston and Cambridge. (At no additional Contract cost as there are sufficient unused quantities in other items to offset the revision).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Yuan in their report of March 31, 1992.

7. Report of Messrs. Faucher and Brooks, March 12, submitting for approval Project Summary, Project Work Schedule and Project Justification and requesting permission advertise Project No. P92-1650-M1A, for Maintenance of Refrigeration Systems located in Ice Skating Rinks within the Metropolitan Parks System. Estimated Cost $610,000.00. Time for Performance will be two years. Account No. 2440-0010-NN.
The Commission V O T E D: Approved.

8. Report of Messrs. Faucher and Abounaja, April 2, on bids for Asbestos Abatement at Various MDC Facilities, Contract No. P88-1548-C3A. Account No. 2440-7885.
(Messrs. Faucher and Abounaja recommend acceptance of the low bid, that of Dec Tam Corporation, with a multiplier factor of 0.720).
The Commission V O T E D: to accept the lowest bid, that of Dec Tam Corporation, with a multiplier factor of 0.720.

9. Report of Messrs. Faucher and DeLuca, February 12, recommending

approval of Extra Work Order No. 5, in the amount of $4,995.00, for application of concrete sealant over newly installed concrete slabs at the Dealtry Pool, Watertown, on Contract No. P90-1576-C1A, with Allied Weatherproofing Co., Inc., for Critical Repairs to Swimming Pools, Various Locations.
Account No. 2440-7893.
The Commission V O T E D: to approve Extra Work Order No. 5, in the amount of $4,995.00.

1. Report of Messrs. Faucher and DeLuca, March 10, recommending approval of Extra Work Order No. 6, in the amount of $15,000.00, for emergency work to replace the existing main pool recirculation line under the concrete pool floor slab at the Connors Pool, Waltham, on Contract No. P90-1576-C1A, with Allied Weatherproofing Co., Inc., for Critical Repairs to Swimming Pools, Various Locations. Account No. 2440-7893.
The Commission V O T E D: to approve Extra Work Order No. 6, in the amount of $15,000.00.

2. Report of Messrs. Faucher and DeLuca, March 12, recommending approval of Extra Work Order No. 7, in the amount of $3,099.00, for furnishing and applying concrete sealant over newly installed cement concrete bottom slabs at the Dilboy Pool, Somerville and the Connors Pool, Waltham, on Contract No. P90-1576-C1A, with Allied Weatherproofing Company, Inc., for Critical Repairs to Swimming Pools, Various Locations. Account No. 2440-7893.
The Commission V O T E D: to approve Extra Work Order No. 7, in the amount of $3,099.00.

3. Report of Messrs. Faucher and DeLuca, March 13, recommending approval of Alteration No. 2, in the amount of $900.45, for installing three new 6" hair and lint strainers in place of 4" strainers at the Ryan, Moynihan and Artesani Wading Pools, on Contract No. P90-1576-C1A, with Allied Weatherproofing Company, Inc., for Critical Repairs to Swimming Pools, Various Locations.
Account No. 2440-7893.
The Commission V O T E D: Approved as recommended by Messrs. Faucher and DeLuca in their report of March 13, 1992.

4. Report of Messrs. Faucher and Mayhew, April 6, on bids for Installation of a Swimming Pool Surface at the William A. Connell Sr. Memorial Pool, Weymouth, Massachusetts, Contract No. P91-1604-C1A. Account No. 2440-7885.
(Messrs. Faucher and Mayhew recommend acceptance of the only bid received, that of Nashoba Valley Aluminum d/b/a M & M Pool Co., of $44,400.00).
Messrs. Faucher and Mayhew further recommend that the Commission execute the contract.
The Commission V O T E D: to accept the only bid received, that of Nashoba Valley Aluminum d/b/a M & M Pool Co., of $44,400.00.
The Secretary then submitted for signature Contract No. P91-1604-C1A, dated April 16, 1992, which was signed by the Commissioner and three Associate Commissioners.

5. Report of Messrs. Faucher and Machado, April 8, recommending approval of revisions in quantities on Contract No. P87-1466-C2A, with New England Chain Link Fence Company, for Installation of Closure Gates, Guard Rail and Fences at Various Locations in the Metropolitan District - as follows -
Item No. 011-010 - $16,500.00
Installation of Double Leaf Closure Gates
Item No. 048-010 - $21,000.00
Furnish and Install New SS Guard Rail and Posts (straight)
Item No. 056-010 - $ 1,000.00
Furnish and Install Terminal End Section
Item No. 073-010 - $ 1,620.00
Furnish and Install 6" x 8" Treated Wood Posts
Item No. 075-010 - $18,000.00
Furnish and Install 4" x 10" Treated Wood Guard Rail on 8" x 8" Treated Posts
Item No. 076-010 - $12,000.00
Furnish and Install 2" x 8" Treated Wood Guard Rail on Back of Steel Posts

Item No. 077-010 - $ 9,000.00
Furnish and Install 2" x 8" Treated Wood Guard Rail on Back of Treated Wood Posts
Item No. 094-010 - $ 3,250.00
Furnish and Install - Repair/Replace Black Vinyl Clad Chain Link Fence 12 Feet High
Total - $82,370.00
(At no additional Contract cost as the revisions will be offset by unused quantities in other items).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Machado in their report of April 8, 1992.

1. Report of Messrs. Faucher and Abounaja, April 10, recommending approval of Alteration No. 1, in the amount of $75,594.25, for substitution of Lawn Sodding for Lawn Seeding called for in Item No. 020-010, on Contract No. P89-1556-C1A, with John Mahoney Construction Co./Whittier Equipment Corp., for Old Harbor Park, Dorchester Shores Reservation, establishing an acceptable seeded lawn surface is hindered due to the salt water environment.
(At no additional Contract cost as the Alteration will be offset by unused quantities in other items).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Abounaja in their report of April 10, 1992.

2. Report of Messrs. Faucher and DeLuca, April 9, on bids for Servicing Filtration and Sterilization Systems for MDC Swimming Pools, Contract No. P92-1638-M1A.
(Messrs. Faucher and DeLuca recommend acceptance of the only bid received, that of Allied Weatherproofing Co., Inc., of $357,805.00).
The Commission V O T E D: to accept the only bid received, that of Allied Weatherproofing Co., Inc., of $357,805.00.

Action was taken upon the following matter relating to the Watershed Management Division:

3. Report of Messrs. McGinn and Robert O'Connor, April 7, on proposals for the purchase of forest products located on the Quabbin Reservoir Watershed
The Commission V O T E D: to accept the highest qualified bid, that of Heyes Forest Products, of $3,321.10; to purchase approximately 30,850 board feet of sawlogs on Roadside Sale No. 40 - Quabbin Reservoir Watershed.

Action was taken upon the following Various Matter:

4. Report of Mr. Jackson, March 23, recommending approval of revision in quantities on Contract No. P92-1628-C1A, with J. J. Phelan & Son Company, Inc., for 1991 Parkway Landscape Improvements - as follows -
Item No. 2 - +25 Red Oak Trees - $ 8,250.00
Item No. 25 - +50 Trees to be removed - $17,500.00
Total - $25,750.00
Funds available in Account No. 2490-8881.
The Commission V O T E D: Approved as recommended by Mr. Jackson in his report of March 23, 1992.

The following matters were placed on the agenda for the information of the Commission:

5. The following schedules were approved for payment by the Commissioner during the period from March 23, 1992 to March 30, 1992.
Expenditures $519,953.78

6. The following schedules were approved for payment by the Commissioner during the period from March 30, 1992 to April 6, 1992.
Expenditures $522,123.38

Adjourned at 11:35 a.m., to meet on Thursday, April 23, 1992 at 10:00 a.m.

William F Quirk
Secretary

Record of the Three Thousand Six Hundred and Seventh (3607th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, April 23, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Landers and Settles.

The Records of the Commission Meeting held on April 2, 1992, were read and approved.

The Secretary submitted for signature the following paper which was signed by the Commissioner and three Associate Commissioners:

1. Contract-Agreement, dated April 23, 1992, with Meredith & Grew, Incorporated, for Appraisal services to determine the fair market value of certain property in Arlington and Cambridge adjacent to Acorn Park which is currently used for Arthur D. Little, Inc. employee parking.

The Secretary submitted for signature the following paper which was signed by the Commissioner and four Associate Commissioners:

2. Contract-Agreement, dated April 23, 1992, with National Window Cleaning, for Window Washing at 20 Somerset Street, Boston, Massachusetts.

Action was taken upon the following matters relating to the Engineering and Construction Division:

3. Report of Messrs. Faucher and Brooks, March 25, recommending the following on Contract No. P92-1647-C1A, with Carl-Louis & Co., Inc., for Emergency Contract to Replace Boiler System at Labor Office Building, 215 Nantasket Avenue, Hull, Massachusetts -
(a) That work be accepted as completed as of April 4, 1992.
(b) That Estimate No. 1 (Final), in the amount of $9,025.00, be approved for payment.
(c) That reserve, in the amount of $475.00, be approved for payment.
(Basis of Award - $10,500.00)
(Total to Date - $ 9,500.00)
(Contract Administration Rating - 4.50)
(EEO Compliance - N/A)
The Commission V O T E D: that the work of Carl-Louis & Co., Inc., Contractor under Contract No. P92-1647-C1A, for Emergency Contract to Replace Boiler System at Labor Office Building, 215 Nantasket Avenue, Hull, Massachusetts, be and hereby is accepted as completed as of April 4, 1992.
The Commission further V O T E D: to approve Estimate No. 1 (Final), in the amount of $9,025.00, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $475.00, for payment.

4. Report of Messrs. Faucher and Giella, April 8, submitting for approval Project Summary, Project Work Schedule and Project Justification and requesting permission to advertise Project No. P92-1642-M2A, for Maintenance of Elevators at the MDC Headquarters Building. Estimated Cost $36,000.00. Time of Performance FY93 and FY94. Account No. 2440-0010-LL.
The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to advertise.

5. Report of Messrs. Faucher and DeLuca, April 9, recommending approval of revision in quantities on Contract No. P90-1576-C1A, with Allied Weatherproofing Co., Inc., for Critical Repairs to Swimming Pools, Various Locations - as follows -

Item No. 002-012 Removal and Disposal of Cement Concrete	- $12,950.00
Item No. 002-014 Removal and Disposal of Bituminous Concrete	- $14,000.00
Item No. 002-016 Bituminous Concrete Installation	- $38,600.00
Item No. 003-020 New Concrete Decks and Walls	- $16,650.00
Total of	- $82,200.00

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Funds available in Account No. 2440-7893.
The Commission V O T E D: Approved as recommended by Messrs. Faucher and DeLuca in their report of April 9, 1992.

Action was taken upon the following matter relating to the Recreational Facilities and Programs Division:

1. Report of Ms. Connolly, April 22, submitting for approval 1992 Spring/Summer/Fall Schedules and Fees, for Recreational Facilities in the Metropolitan Parks System.
The Commission V O T E D: to approve the following 1992 Spring/Summer/Fall Schedules and fees, for Recreational Facilities of the Commission:

GOLF COURSES
April 11, 1992 - December 26, 1992

Fees

Tournaments	- $ 75.00
League Registration	- $ 75.00

Annual Memberships (Good for both Martin & Ponkapoag Golf Courses)

Season Membership - Adult - 7 days/week	- $325.00
Season Membership - Adult - Monday thru Friday (excludes Holidays)	- $250.00
Season Membership - Senior Citizen (65 & older) (Monday thru Friday) (excludes Holidays)	- $130.00
Season Membership - Junior (16 & under) (Monday thru Friday) (excludes Holidays)	- $130.00
Seasonal Membership - (June-Sept.) Junior (16 & under) (Monday thru Friday) (excludes Holidays)	- $100.00

Daily Greens Fees

Weekday - Adult	- 18 holes	- $ 12.00
Weekday - Senior Citizen	- 18 holes	- $ 5.00
Weekday - Junior	- 18 holes	- $ 5.00
Saturday, Sunday, Holiday - Adult	- 18 holes	- $ 14.00
Saturday, Sunday, Holiday - Senior Citizen	- 18 holes	- $ 12.00
Saturday, Sunday, Holiday - Junior	- 18 holes	- $ 12.00
Twilight Fee		- $ 5.00

BALLFIELDS
April 19, 1992 - October 18, 1992

Hours

Lighted Fields	- 8:00 P.M. - 11:00 P.M.
Non-Lighted Fields	- 8:00 A.M. - 8:00 P.M.

Fees (Per 2-Hour Session)

Lighted Fields	- $ 25.00*
Non-Lighted Fields	- $ 6.00*

*These fees shall be assessed on all groups using any type of athletic field (with the exception of stadia) except municipal sponsored and youth groups who shall pay 50% of the above fees. Youth groups shall include, but not be limited to, Little League, Babe Ruth, CYO, Pop Warner, Junior High and High Schools.

STADIA (Dilboy, Hormel, Daly)

Rental, First 5 Hours	- $175.00
Each Additional Hour	- $ 30.00
1-Day Concession Permit	- $ 50.00

BEACHES
June 28, 1992 - September 7, 1992

POOLS
June 28, 1992 - August 31, 1992
Swim Instruction (10:00 A.M. - 12:00 Noon - Weekdays)

Public Swimming Hours

Monday-Friday	- 12:00 Noon - 5:00 P.M.	All ages
Monday-Friday	- 5:00 P.M. - 6:00 P.M.	Adult & Special Program
Saturday & Sunday	- 10:00 A.M. - 6:00 P.M.	
17 Years Old and Under		- $ .50
18 Years Old and Older		- $ 1.00

HATCH SHELL
May 23, 1992 - September 30, 1992

SAILING (HARRY McDONOUGH SAILING PROGRAM/PLEASURE BAY/SOUTH BOSTON)
June 28, 1992 - September 7, 1992
7 Days a Week - 10:00 A.M. - 6:00 P.M.

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MYSTIC RIVER/BLESSING OF THE BAY/SOMERVILLE
June 28, 1992 - September 7, 1992
7 Days a Week - 10:00 A.M. - 6:00 P.M.
PICNIC AREA PERMIT - $ 7.00.

Action was taken upon the following Various Matters:

1. Report of the Concession Selection Committee, April 21, recommending that certain Concession Permits be renewed for the 1992 Summer Season.
The Commission V O T E D: to renew the following Concession Permits for the 1992 Summer Season -

LOCATION	CONCESSIONAIRE	COMPENSATION
Artesani Tot-Lot Brighton	International Ice Cream	$1050.00 for the season.
Olsen Pool Hyde Park	Allen Koplow	$425.00 for the season.
Constitution Beach East Boston	John Mangini	$1,325.00 for the season
Dilboy Field Area (excluding the stadium) Somerville	James H. Reinold	$440.00 for the season
Nantasket Beach Pavilion, Hull	John and Sophia Koutrobis	$4,200.00 for the season.
Carson Beach South Boston	Paul Bartel	$440.00 for the season.
Georges Island Boston Harbor	Thomas G. Murphy	$2,000 and 10% of gross profits from sales over $20,000.00 for the season.
Nahant Beach Bathhouse	Lucas Dean	$3,465.00 and 10% of gross profits from sales over $30,000.00 for the season.
Houghton's Pond Milton	Sam Najjar	$4,500.00 for the season.
Hatch Shell Boston	Stephen Rubin Arthur Kelley	$6,500.00 with an additional contribution of $1,000.00 to the Metropolitan Parks Trust Fund.
Kelly's Landing South Boston	Bay View Concessions d/b/a "The Landing"	$9,975.00 for the season
Lee Pool Boston	Corrine Ferullo	Permit fee of $330.00 was paid for the 1989 season, but the pool did not open. Pool did not open for the 1990 season and opened late for the 1991 season, as a result the concession stand did not open. With the pool scheduled to remain open for the

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entire 1992 season,
Mrs. Ferullo requests
pre-paid permit renewal
for this season.

2. Report of the Concession Selection Committee, April 23, recommending award of the food concession at the Ponkapoag Golf Course, Canton, Massachusetts to Messrs. Robert J. Gusmini and Louis P. Gusmini.
The Commission V O T E D: to award a food concession permit at Ponkapoag Golf Course Clubhouse to Robert J.Gusmini and Louis P. Gusmini of Natick, Massachusetts. The compensation to be remitted to the Commission will be 20% of gross revenues to be paid in arrears on a monthly basis for the length of the permit.
The Commission further V O T E D: to approve the permit for a period of five (5) years, encompassing five full golfing seasons at the golf course, due to the extensive investment required by the concessionaire in constructing and equipping the concession area. The compensation will be due and payable upon completion of the new concession area. Messrs. Gusmini will be responsible for payment of electric, water, gas and rubbish removal services and improvements along with construction of the concession facility as outlined in their proposal to the Concession Selection Committee dated March 25, 1992 and as amended by their memo of April 13, 1992.
The Commission further V O T E D: to authorize Messrs. Gusmini to vend from a temporary concession stand until such time as the new facility within the clubhouse is completed and operational with no permit fee required due to the construction and start-up costs. The first of the monthly payments will be due and payable following completion of the first month of operation of the new concession and each month thereafter.

The following matter was placed on the agenda for the information of the Commission:

3. The following schedules were approved for payment by the Commissioner during the period from April 6, 1992 to April 13, 1992.

Expenditures $485,377.55

Adjourned at 11:30 a.m., to meet on Thursday, April 23, 1992 at 10:00 a.m.

William F. Aushel
Secretary

Record of the Three Thousand Six Hundred and Eighth (3608th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, April 30, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Landers and Settles.

The Records of the Commission Meeting held on April 16, 1992, were read and approved.

The Secretary submitted for signature the following papers which were signed by the Commissioner and four Associate Commissioners:

1. Contract-Agreement No. R92-0003-L1A, dated April 30, 1992, with Greenman - Pederson, Inc., for Watershed Land Boundary Survey Services - Wachusett Reservoir and Quabbin Reservoir Watershed Areas.

2. Contract-Agreement No. R92-0003-L2A, dated April 30, 1992, with C. T. Male Associates, P.C., for Watershed Land Boundary Survey Services - Wachusett Reservoir and Quabbin Reservoir Watershed Areas.

3. Contract-Agreement No. R92-0003-L3A, dated April 30, 1992, with Schofield Brothers, Inc., for Watershed Land Boundary Survey Services - Wachusett Reservoir and Quabbin Reservoir Watershed Areas.

4. Contract No. P92-1638-M1A, dated April 30, 1992, with Allied Weatherproofing Co., Inc., for Servicing Filtration and Sterilization Systems for MDC Swimming Pools.

5. Contract No. P88-1548-C3A, dated April 30, 1992, with Dec Tam Corporation, for Asbestos Abatement at Various MDC Facilities.

Action was taken upon the following matters relating to the Engineering and Construction Division:

6. Report of Messrs. Faucher and Young, April 14, recommending approval of the request of Coviello Electric and General Contracting Company, Inc., Contractor on Contract No. P92-1632-M1A, for Servicing Traffic Signal and Control Systems, Middlesex Fells and Revere Beach Districts, to engage the services of Mike's Rat Hole Service, Inc. and Gallup Brothers Landscape Company, Inc., as sub-contractors for excavation work, at a cost of $8,400.00 to the Contractor.
The Commission V O T E D: Approved.

7. Report of Messrs. Faucher and Giella, April 22, on bids for Maintenance of Carpeting at MDC Headquarters Building. Account No. 2440-0010-JJ - FY92 - FY93.
(Messrs. Faucher and Giella recommend acceptance of the low bid, that of J & B Cleaners, of $10,556.51).
The Commission V O T E D: to accept the lowest bid received, that of J & B Cleaners, of $10,556.51.

8. Report of Messrs. Faucher and Arinella, April 9, recommending approval of a revision in quantities on Item No. 001-010, Diving Services an increase from 25 to 40 shifts, at a cost of $13,680.00, on Contract No. P91-1613-M1A, with Underwater Construction Corporation, for Maintenance of Underwater Structures, Locks, Dams, and Other Areas of the MDC.
(At no additional Contract cost as there are sufficient unused quantities in other items to offset the revision).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Arinella in their report of April 9, 1992.

9. Report of Messrs. Faucher and DiPietro, April 17, recommending approval of an Amendment for an extension of time from June 30, 1992 to June 30, 1994, on Contract No. P82-1032-D1D, with Beta Engineering, for Sewerage Service to the Blue Hills Police Station and the Canton Avenue Sanitary Facility, at no additional cost.

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(The project has been on hold due to budget limitations).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and DiPietro in their report of April 17, 1992.

1. Report of Messrs. Faucher and Carrigan, April 22, submitting for approval Project Summary, Project Work Schedule and Project Justification and requesting permission to advertise Project No. P92-1651-C1A, for Resurfacing of MDC Parkways at Various Locations in the Greater Metropolitan Boston Area and Waterproofing of the Foundation Slabs in the Storrow Drive Tunnel Complex and the Storrow Drive Roadway Foundation Slab Beneath the Harvard Bridge. Estimated Cost $1,750,000.00. Time of Performance 12 months from notice to proceed.
Account No. 2490-8915.
The Commission V O T E D: Approved.

2. Report of Messrs. Faucher and Machado, April 17, submitting for approval Project Summary, Project Work Schedule and Project Justification and requesting permission to advertise Project No. P92-1653-C1A, for Installation of Closure Gates, Guard Rail and Fences at Various Locations of the Metropolitan District Park System. Estimated Cost $500,000.00. Time of Performance 12 months from notice to proceed. Account No. 2490-8915.
The Commission V O T E D: Approved.

3. Report of Messrs. Faucher and Lespasio, April 17, submitting for approval Project Summary, Project Work Schedule and Project Justification and requesting permission to advertise Project No. P92-1652-C1A, for Repairing/Replacing Bituminous and Cement Concrete Sidewalks, Various Locations throughout the MDC. Estimated Cost $750,000.00. Time of Performance 12 months from notice to proceed. Account No. 2490-8915.
The Commission V O T E D: Approved.

4. Report of Messrs. Faucher and Arinella, April 27, submitting for approval Project Summary, Work Schedule and Project Justification and requesting permission to advertise Project No. P92-1648-M1A, for Servicing, Maintaining and Repairing Heating, Ventilating and Air Conditioning Systems, Locks, Draws and Dams.
Estimated Cost $66,000.00.
FY93 - $33,000.00 - Account No. 2440-0010-NN.
FY94 - $33,000.00 - Account No. 2440-0010-NN.
The Commission V O T E D: Approved.

Action was taken upon the following matter relating to the Office of Landscape Architect:

5. Report of Mr. Jackson, April 22, on bids for 1992 Cherry Tree Planting, Contract No. P89-1561-C4A. Account No. 2448-0000. Metropolitan Parks Trust Fund.
(Mr. Jackson recommends acceptance of the low bid, that of Popico, Inc., d/b/a Holden Farms Nursery, of $8,600.00).
Mr. Jackson further recommends that the Commission execute the contract.
The Commission V O T E D: to accept the lowest bid received, that of Popico, Inc., d/b/a Holden Farms Nursery, of $8,600.00.
The Secretary then submitted for signature Contract No. P89-1561-C4A, dated April 30, 1992, which was signed by the Commissioner and four Associate Commissioners.

Action was taken upon the following matter relating to the Recreational Facilities and Programs Division:

6. Report of Ms. Connolly, April 27, recommending approval and execution of Contract with Northwest Trick Stars, at a cost of $750.00,for participation in the Southwest Corridor Park Bicycle Parade on May 9, 1992. Account No. 2448-0000-HH.
The Commission V O T E D: Approved.
The Secretary then submitted for signature Contract, dated April 30, 1992, with Northwest Trick Stars, which was signed by the Commissioner and four Associate Commissioners.

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Action was taken upon the following Various Matters:

1. Report of Messrs. Baratta and Traficante, April 21, requesting approval and award of a Contract-Agreement in the amount of $950.00, to Clean Harbors to Organize and Consolidate Hazardous Materials in the Carson Beach Bathhouse, South Boston. Account No. 2440-8819.
The Commission V O T E D: to award a Contract-Agreement in the amount of $950.00, to Clean Harbors to Organize and Consolidate Hazardous Materials in the Carson Beach Bathhouse, South Boston. Associate Commissioner Landers abstained from voting on this matter.

2. Report of Mr. Baratta and Ms. Pfetsch, April 24, submitting for approval and execution, Third Amendment to Contract-Agreement No. P92-1624-S1A, with Joslin, Lesser and Associates, Inc., for Facilities Inventory and Assessment, Franklin Park Zoo, Dorchester, which extends the Contract completion date from April 30, 1992 to June 30, 1992, to insure proper review of this study. (At no additional Contract cost).
The Commission V O T E D: Approved.
The Secretary then submitted for signature Third Amendment, dated April 30, 1992, to Contract-Agreement no. P92-1624-S1A, with Joslin, Lesser and Associates, Inc., which was signed by the Commissioner and four Associate Commissioners.

3. Report of Mr. Baratta and Ms. Pfetsch, April 24, submitting for approval and execution Third Amendment to Contract-Agreement No. P92-1625-S1A, with Anderson Nichols & Company, Inc., for Facilities Inventory and Assessment, Stone Memorial Zoo, Stoneham, which extends the Contract completion date from April 30, 1992 to June 30, 1992, to insure proper review of this study. (At no additional Contract cost).
The Commission V O T E D: Approved.
The Secretary then submitted for signature Third Amendment, dated April 30, 1992, to Contract-Agreement No. P92-1625-S1A, with Anderson Nichols & Company, Inc., which was signed by the Commissioner and three Associate Commissioners.
Associate Commissioner Landers abstained from voting on this matter and signing the Third Amendment.

4. Report of Mrs. O'Brien, April 27, recommending approval of a Contract-Agreement with Anthony B. Casendino, at a cost not-to-exceed $10,000.00, for Professional Services to the Joint Commission on the Future of Beaches of Boston Harbor. Time of Performance May 15, 1992 to December 31, 1992.
(Funding from restricted gifts to the Metropolitan Parks Trust Fund - Account No. 2448-0000-00, from the City of Boston, the Massachusetts Water Resources Authority and the Boston Water and Sewer Commission). Mrs. O'Brien further recommends that the Commission execute the Contract-Agreement.
The Commission V O T E D: Approved.
The Secretary then submitted for signature Contract-Agreement, dated April 30, 1992, with Anthony B. Casendino, which was signed by the Commissioner and four Associate Commissioners.

The following matter was placed on the agenda for the information of the Commission:

The following schedules were approved for payment by the Commissioner during the period from April 13, 1992 to April 20, 1992.

Expenditures $273,388.05

Adjourned at 11:25 a.m., to meet on Thursday, May 14, 1992 at 10:00 a.m.

William F. Cheshire
Secretary

Record of the Three Thousand Six Hundred and Ninth (3609th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, May 14, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, and Landers.

The Records of the Commission Meeting held on April 23, 1992, were read and approved.

Action was taken upon the following matters relating to the Engineering and Construction Division:

1. Report of Messrs. Faucher and Abounaja, April 22, recommending approval of a revision in quantities on Item No. 024-010, 4" Cement Concrete Walk, at a cost of $5,600.00, on Contract No. P89-1556-C1A, with John Mahoney Construction Company, Inc./Whittier Equipment Corporation, for Old Harbor Park, Dorchester Shores Reservation.
(At no additional Contract cost as there are sufficient unused quantities in other items to offset the revision).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Abounaja in their report of April 22, 1992.

2. Report of Messrs. Faucher and Abounaja, April 23, recommending approval of a revision in quantities on Contract No. P90-1574-C1A, with Seaman Bratko Corporation, for Furnishing and Installing New Storage Tanks, Pumps and Automated Fuel Management Equipment at Various MDC Locations - as follows -

Item No. 010-010	$34,425.00
Excavation and Lawful Disposal of Contaminated Soil	
Item No. 014-010	$ 1,650.00
Removal and Disposal of Fuel Tank Contents	
Item No. 017-010	$31,491.48
Treatment of Excess Ground Water	
Total of	$67,566.48

Funds available in Account No. 2490-8881.
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Abounaja in their report of April 23, 1992.

3. Report of Mr. Faucher and Ms. Graves-Jones, April 29, on bids for Installation of Reflectorized Pavement Markings, Various Locations of the MDC. Account No. 2444-9001-NN.
(Mr. Faucher and Ms. Graves-Jones recommend acceptance of the low bid, that of Markings, Inc., of $147,407.60).
The Commission V O T E D: to accept the lowest bid, that of Markings, Inc., of $147,407.60.

4. Report of Messrs. Faucher and Griffin, April 28, recommending approval of Alteration No. 1, a credit of $146.00, for deletion of one American Holly Tree, on Contract No. P88-1546-C2A, with C. J. Mabardy, Inc., for Alewife Brook Clean-Up, Phase II, due to the fact that the tree was not available during the required planting time.
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Griffin in their report of April 28, 1992.

5. Report of Messrs. Faucher and Mayhew, May 7, requesting ratification and approval of the actions taken by the Division in undertaking Emergency Contract No. P92-1649-C1A, to Secure the Carson Beach Bathhouse, South Boston.
They further request award of the Contract to the low bidder, Allied Weatherproofing Co., Inc., with a low bid of $42,700.00. Messrs. Faucher and Mayhew further request that the Commission execute the Emergency Contract.
Funding from Account No. 2440-8819.
The Commission V O T E D: to ratify and approve the action taken by the Division in undertaking Emergency Contract No. P92-1649-C1A, to Secure the Carson Beach Bathhouse, South Boston.
The Commission further V O T E D: to award Contract No. P92-1649-C1A, to Allied Weatherproofing Co., Inc., with the lowest bid received in the amount of $42,700.00.
The Secretary then submitted for signature Contract No. P92-1649-

C1A, dated May 14, 1992, which was signed by the Commissioner and two Associate Commissioners.

1. Report of Messrs. Faucher and Kirwin, April 15, recommending the following on Contract No. P90-1569-M1A, with Tri-State Signal, Inc., for Servicing Traffic Signal and Control Systems, Charles River Basin Districts -
(a) That work be accepted as completed as of February 2, 1992.
(b) That Estimate No. 25 (Final), in the amount of $11,319.92, be approved for payment.
(c) That reserve, in the amount of $11,041.85, be approved for payment.
(Basis of Award - $462,312.50)
(Amount to Date - $417,562.01)
(Contract Administration Rating - 4.00)
(EEO Compliance - 2.75)
The Commission V O T E D: that the work of Tri-State Signal, Inc., Contractor under Contract No. P90-1569-M1A, for Servicing Traffic Signal and Control Systems, Charles River Basin Districts, be and hereby is accepted as completed as of February 2, 1992.
The Commission further V O T E D: to approve Estimate No. 25 (Final), in the amount of $11,319.92, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $11,041.85, for payment.

2. Report of Messrs. Faucher and McCalla, May 5, recommending approval of revisions in quantities on Contract No. P91-1609-M1A, with New England Traffic Signals, Inc., for Servicing Traffic Signal and Control Systems, Blue Hills and Old Colony Districts -

Item No. 002-010	**$1,063.96**
Material Components and Parts	
Item No. 004-020	**$1,897.50**
Rate for Licensed Electrician (Serviceman)	
Item No. 006-020	**$1,725.00**
Vehicle Signal Head - Single Section 12" Lens	
Item No. 007-010	**$ 640.00**
Pedestrian Signal Head Type A	
Item No. 007-020	**$ 760.00**
Pedestrian Signal Head Type B	
Item No. 008-020	**$ 750.00**
Post Top Mounting - 2 Way	
Item No. 009-010	**$ 96.00**
Pedestrian Push Button and Sign	
Total Cost	**$6,932.46**

At no additional Contract cost as the revisions will be offset by unused quantities in other items).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and McCalla in their report of May 5, 1992.

3. Report of Messrs. Faucher and Carrigan, April 13, recommending approval of revisions in quantities on Contract No. P84-1315-C7A, with D & R General Contracting, Inc., for Resurfacing Sections of Metropolitan District Commission Parkways, Various Locations as follows -

Item No. 001-010	**$ 3,300.00**
Unclassified Excavation	
Item No. 040-010	**$14,000.00**
Sealing Bituminous Concrete Surface Cracks	
Total Cost	**$17,300.00**

(At no additional Contract cost as the revisions will be offset by unused quantities in other items).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Carrigan in their report of April 13, 1992.

4. Report of Messrs. Faucher and Hamel, April 15, submitting for approval Project Summary, Project Work Schedule and Project Justification and requesting permission to advertise Project No. P90-1577-C10A, for Renovation of Diesel Engine No. 3 at the Amelia Earhart Dam and Engine No. 4 at the Charles River Dam. Estimated cost $300,000.00. Time of Performance six months. Account No. 2440-7893.
The Commission V O T E D: Approved.

The Commission further V O T E D: Permission to advertise.

1. Report of Messrs. Faucher and Jackson, April 23, recommending approval of Extra Work Order No. 1, in the amount of $2,500.00, for one 16 - 18 foot spruce tree on a traffic island at the corner of Gallivan Boulevard and Adams Street, Dorchester, Contract No. P92-1628-C1A, with J. J. Phelan & Son Co., Inc., for 1992 Parkway Landscape Improvements. Account No. 2490-8881.
The Commission V O T E D: to approve Extra Work Order No. 1, in the amount of $2,500.00.

2. Report of Messrs. Faucher and Higgott, May 7, on bids for Phase II Repairs to Mother Brook Dam, Dedham. Account No. 2440-8798.
(Messrs. Faucher and Higgott recommend acceptance of the low bid, that of D. F. Frangioso & Co., Inc./D & R Equip. Co., of $342,050.00).
The Commission V O T E D: to accept the lowest bid, that of D. F. Frangioso & Co., Inc./D & R Equip. Co., of $342,050.00.

Action was taken upon the following matters relating to the Watershed Management Division:

3. Report of Messrs. McGinn and Robert O'Connor, April 30, on bids for Quabbin Deer Fence Project.
Account No. 2420-1000-NN.
(Messrs. McGinn and O'Connor recommend acceptance of the low bid, that of Justamere Tree Farm, of $11,070.00).
The Commission V O T E D: to accept the lowest bid, that of Justamere Tree Farm, of $11,070.00.

4. Report of Mr. McGinn, May 4, recommending that the Commission authorize Commissioner Bhatti to execute a license agreement on behalf of the MDC with DCPO for joint use of John Augustus Hall in West Boylston for Regional Headquarters of the Division of Watershed Management and the Wachusett Section. Estimated Cost $30,000.00. Term of license agreement will be one year from occupancy by the MDC. Account No. 2420-1400.
The Commission V O T E D: to authorize Commissioner Bhatti to execute a license agreement on behalf of the MDC with DCPO for joint use of John Augustus Hall in West Boylston for Regional Headquarters of the Division of Watershed Management and the Wachusett Section. The term of license agreement will be one year from occupancy by the MDC.

5. Report of Mr. McGinn, May 7, requesting permission to advertise project for Non-Hazardous Trash Removal Services at offices in Clinton, West Boylston, Oakham, New Salem and Belchertown - FY93, Estimated Cost $8,500.00.
Funding available in Account No. 2420-1400-NN.
The Commission V O T E D: Permission to advertise.

Action was taken upon the following matters relating to the Reservations and Historic Sites Division:

6. Report of Mr. Broderick, May 4, submitting for Commission approval the Division's proposed policy for the regulation of the use of Mountain Bicycles in MDC Reservations.
Mr. Broderick reviewed the history of the use of mountain bikes within the MDC's Reservations and the steps taken leading to the proposed general policy.
David Hodgdon of the Friends of the Blue Hills and the Blue Hills Management Advisory Committee spoke in favor of the proposed policy and suggested a few minor revisions including - the establishment of a Trail Committee for each Reservation - exclusion of mountain bikes from certain Reservation trails between November 15 and April 15 and increasing the number of bicyclists from 6 to 10 in a group before requiring a special use permit.
Joseph Sloan, a member of the Blue Hills Management Advisory Committee and also a member of New England Mountain Bike Association (NEMBA), spoke of his support for the policy and his group's publicity efforts promoting safe bicycling in the Reservations. He then noted that NEMBA is providing a $3,000.00

grant to the MDC to fund an intern to work on improving trails in the Middlesex Fells Reservation.
Sue Reed, also of NEMBA, spoke in support of the policy regulations.
Mr. Broderick then noted that the policy will be reviewed within one year of Commission approval and any necessary modifications will be made.
Associate Commissioner Carr requested that the MDC actively solicit and encourage input from Reservation user groups as a basis for evaluation of the policy.
The Commission V O T E D: to approve the policy for the regulation of the use of mountain bicycles in the Blue Hills, Breakheart and MIddlesex Fells Reservations, as follows:

MOUNTAIN BICYCLE USE IN METROPOLITAN DISTRICT COMMISSION RESERVATIONS

1. Introduction

In working to preserve the precious natural and cultural resources found within MDC properties, the MDC Reservations and Historic Sites Division management staff critically analyzes the impact potential of new or expanding recreational uses. In order to achieve the Division's goals of providing quality recreational experiences, while at the same time protecting resources, the Reservations have been divided into management units. Hence, particularly sensitive or vulnerable sections may have greater restrictions than other sites.

The parameters that were considered in determining mountain bicycle use include: general sensitivity of soils, slopes, and habitats; public safety; significance of cultural resources; user group expectations; user experiences; public meeting comments; appropriateness of bicycle use; management concerns; and enforcement issues. Due to the complexity of this management task it is necessary to match appropriate uses with specific regions of each Reservation. Mountain bicycle use, other than on paved roads, will be allowed only in Breakheart Reservation, and within designated areas of the Blue Hills and Middlesex Fells Reservations. Within these approved sections, selected trails and recreation areas will be closed to mountain bicycles.

This policy will be reviewed no later than one (1) year from its effective date.

II. General Policy Statement - for Breakheart, Blue Hills and Middlesex Fells Reservations

Mountain bicycles are defined as non-motorized all-terrain vehicles. Appropriate use of mountain bicycles will be permitted only in Breakheart Reservation and within designated areas of the Blue Hills and Middlesex Fells Reservations. Information regarding authorized sections in the Blue Hills and Middlesex Fells Reservations can be obtained at Reservation Headquarters or found posted on Reservation bulletin boards. A seasonal closure between January 1 and April 15 will commence on January 1, 1993. In addition to the general regulations listed below, additional regulations specific to individual Reservations may be established. It is the responsibility of all riders to be aware of all regulations governing use of mountain bicycles within specific MDC Reservations.

A. MDC Rules for Mountain Bicycles

(1) MDC general regulations state that "the use of bicycles shall be permitted only in areas designated or authorized for such use by the MDC".

(2) Unless designated otherwise, the appropriate use of bicycles is permitted on paved surfaces within MDC Reservations.

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(3) Within authorized areas, mountain bicycles are permitted on service roads, i.e. Reservation trails that maintain sufficient width for the operation of a motorized vehicle - unless otherwise designated as closed. Mountain bicycles are prohibited on trails narrower than service roads unless otherwise designated as open for such use.

(4) Trails closed to bicycles will be so marked.

(5) Mountain Bicycles are prohibited on trails between January 1 through April 15.

(6) Notices of further restrictions will be posted on bulletin boards and at appropriate Reservation offices. Riders must be aware of posted restrictions in the vicinity of waterfronts, public facilities and other popular recreation sites.

(7) Bicycle riders must conduct themselves in a responsible manner at all times. Competitive and reckless riding is prohibited.

(8) Reduced speed and caution must be exercised by bicycle riders when approaching curves, down grades, or areas of limited visibility in anticipation of other users.

(9) Bicyclists must yield the right of way to other trail users including hikers and horseback riders.

(10) Groups of more than 6 riders are not permitted without a special use permit obtained at Reservations Headquarters.

(11) Bicyclists may be held responsible for damage or injury inflicted on other Reservation users and property resources.

(12) All persons shall comply with the direction of Reservation personnel and Metropolitan Police officers in observing and obeying these rules and other applicable rules and regulations of the MDC and the Commonwealth of Massachusetts.

(13) MDC police have full enforcement powers over bicyclists. Any violation of these regulations could result in arrest and be punishable by a fine according and in accordance with M.G.L. c.92, S.37.

1. Report of Mr. Broderick, May 12, on bids for Peddocks Island Photovoltaic Project. Funding through a $160,000.00 federal grant administered by the Massachusetts Division of Energy Resource's Renewable Energy Applications Program.
(Mr. Broderick recommends acceptance of the low bid, that of Northern Power Systems, of $95,731.00).
The Commission V O T E D: to accept the lowest bid received, that of Northern Power Systems, of $95,731.00.

Action was taken upon the following matters relating to the Recreational Facilities and Programs Division:

2. Report of Miss Connolly and Mr. Tilas, May 6, on bids for Operation and Maintenance of Sound and Lighting Systems at the E. A. Hatch Memorial Shell. Contract No. P88-1516-M5A.
Funding - FY92 - Account No. 2440-0010-HH - $ 2,790.00
FY93 - Account No. 2440-0010-HH - $11,200.00
(Miss Connolly and Mr. Tilas recommend acceptance of the low bid, that of Capron Lighting & Sound Co., Inc., of $13,990.00. They further recommend execution of the Contract).
The Commission V O T E D: to accept the lowest bid, that of Capron Lighting & Sound Co., Inc., of $13,990.00.
The Secretary then submitted for signature Contract No. P88-1516-M5A, dated May 14, 1992, which was signed by the Commissioner and two Associate Commissioners.

3. Report of Miss Connolly, May 11, submitting for approval and

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execution the following Contract-Agreements for Golf Professional services -

John F. Neville, Jr., Ponkapoag Golf Course, Canton. Term of Contract will be five years - January 1, 1992 thru December 31, 1996. Fee to the MDC will be $15,000.00 for the first year. The fee for each subsequent year will be adjusted in accordance with previous years attendance.

Michael F. Wortis, Leo J. Martin Golf Course, Weston. Term of Contract will be five years - effective between opening date in the spring of 1992 and closing date in 1996. Fee to the MDC will be $18,000.00 for the first year. The fee for each subsequent year will be adjusted in accordance with previous years attendance.

The Commission V O T E D: Approved.

The Secretary then submitted for signature Contract-Agreements, dated May 14, 1992, with John F. Neville, Jr. and Michael F. Wortis, which were signed by the Commissioner and two Associate Commissioners.

Action was taken upon the following Various Matter:

1. Report of Mrs. Lam, May 8, recommending approval and execution of a Contract-Agreement with "Hurdy Gurdy, Monkey and Me", at a cost of $2,100.00, for participation in Revere Beach Re-Opening Celebration on Saturday, May 30, 1992.
Funding from Account No. 2448-0000.
The Commission V O T E D: Approved
The Secretary then submitted for signature Contract-Agreement, dated May 14, 1992, with "Hurdy Gurdy, Monkey and Me", which was signed by the Commissioner and two Associate Commissioners.

Action was taken upon the following matters relating to the Office of Real Property:

1. Report of Mr. Gray, June 13, recommending that the Commission adopt an Order of Taking relating to the Town Brook Flood Control Project, for the acquisition of permanent and temporary easements for flood control purposes, on, over, across, under and through approximately 1,168,504 square feet of land located in the City of Quincy, Massachusetts, and to approve an award of damages in the amount of $322,650.00. (Funding from Account No. 2440-8884). The Commission V O T E D: to adopt an Order of Taking relating to the Town Brook Flood Control Project, for the acquisition of permanent and temporary easements for flood control purposes, on, over, across, under and through approximately 1,168,504 square feet of land located in the City of Quincy, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, May 14, 1992

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 803 of the Acts of 1972, Chapter 1180 of the Acts of 1973, Chapter 147 of the Acts of 1978, and Chapter 723 of the Acts of 1983, and acts in amendment thereof or in addition thereto, and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take under the provisions of Chapter 79 of the General Laws, in the name and for the benefit of the Commonwealth of Massachusetts, the permanent right and easement to construct, inspect, repair, renew, replace, operate and forever maintain culverts, channels, pipes, surface conduits and their appurtenances, in, through and under the land situated in Quincy in the County of Norfolk and Commonwealth of Massachusetts, as shown on a plan entitled "Plan of Easements Acquisitions in the City of Quincy Massachusetts for the Town River Improvements for Commonwealth of Massachusetts Metropolitan District Commission Parks Division", dated March 8, 1991, and prepared by ASEC Corporation, being plan accession numbers 52745X through 52748X, inclusive, which plan shall be recorded with this order in the Norfolk County Registry of Deeds and made a part of this order, namely, the parcels described as follows and supposed to be owned by the following owners:

Parcel No.	Supposed Owner(s)	Area in Square Feet In Which Permanent Easement is Taken	Book	Page
2	Carl R. Johnson III, et al, Trustees of The Quincy Group Realty Trust	33,900	7370	97
3	City of Quincy	7,107	--	--
4	Vorelco, Inc.	15,124	5986	79
6	Daniel J. Quirk	2,641	8787	630

Parcel No.	Supposed Owner(s)	Area in Square Feet In Which Permanent Easement is Taken	Book	Page
7	Brackett Street Associates Limited Partnership	29,000	8662	648
10	Wollaston Lutheran Church Apts., Inc.	79,600	5673	147
11	Wollaston Lutheran Church Apts., Inc.	17,400	5673	147
12	Daniel J. Quirk	4,560	7652	650
13	Atco Incorporated	950	2981	146

Certain portions of said land are registered by the Land Court in the Norfolk Registry District of the Norfolk County Registry of Deeds:

Parcel No.	Supposed Owner(s)	Area in Square Feet In Which Permanent Easement is Taken	Certificate of Title No.
1	Quincy Lumber Company	34,600	85828
5	City of Quincy	184,450	30796

Said Metropolitan District Commission does also hereby order the taking of and does hereby take in the name and behalf of the Commonwealth of Massachusetts for the purposes aforesaid, the right and easement to occupy and use for the passage of men and vehicles, the transportation of machinery and materials, and for depositing and storing machinery, tools, dirt and other materials thereon, together with the right to remove said machinery, tools, dirt and other materials so deposited and stored thereon, but in no event later than September 30, 1995, the following described parcels of situated in said Quincy, in said County and Commonwealth, and as shown on the aforesaid plan, and supposed to be owned by the following owners:

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Parcel No.	Supposed Owner(s)	Area in Square Feet In Which Temporary Easement is Taken	Book	Page
TC-1	Alfred L. Pecce, et al, Trustees of Alfred Pecce Irrevocable Trust	1,184	8804	107
TC-2	John H. Millar & A. Gladys Millar	1,059	4094	472
TC-3	Daniel J. Quirk	4,330	8787	630
TC-4	Vorelco, Inc.	27,021	5986	79
TC-5	City of Quincy	29,423	--	--
TC-6	Carl R Johnson III, et al, Trustees of The Quincy Group Realty Trust	25,582	7370	97
TC-8	City of Quincy	31,987	--	--
TC-9	Vorelco, Inc.	5,239	5986	79
TC-12	Florence A. Weeks, Trustee of Shawnie D. Realty Trust	350	8127	6
TC-14	Carl S. Langley & Nina J. Langley	900	7840	228
TC-13	Private Way	4,650		
	Filomena Giovannangeli		3498	512
	Susan R. Wigandt, Trustee, 8-10 Bent Terrace Realty Trust		5958	531
	Thomas F. Williams, Trustee Bent Terrace Realty Trust		6073	237
	Carl S. Langley		7840	228
	Florence A. Weeks, Trustee, Shawnie D. Realty Trust		8127	6
	Mary N. Godfrey		4630	5
	Yiu Wai Wong, Yiu Kui Wong, Chong Fee Wong & Yi Kai Wong		8296	376
	Sam Najjar & Beverly Najjar, Trustees, S & N Realty Trust		4902	313
	Charles A. & Richard A. Powers, Trustees, C & R Realty Trust		4013	249

Certain portions of said land are registered by the Land Court in the Norfolk Registry District of the Norfolk County Registry of Deeds:

Parcel No.	Supposed Owner(s)	Area in Square Feet In Which Temporary Easement is Taken	Certificate of Title No.
TC-7	Quincy Lumber Company	2,273	85828
TC-10	City of Quincy	53,436	30796
TC-11	City of Quincy	125,078	30796
TC-15	Wollaston Lutheran Church Apts., Inc.	37,328	110056

Said rights and easements in the above-described parcels comprising a portion of any street or public way are taken without interference with or prejudice to the rights of the City of Quincy and the public to maintain and use said streets or public ways as public ways, except so far as the same may be inconsistent with the exercise of the rights and easements hereby taken or the use thereof for flood control purposes. All respective rights and easements of the City of Quincy and the public and the owners of record in and to the use of the above-described parcels are hereby reserved for all lawful purposes which are not inconsistent with the use of same for flood control purposes and for the construction, inspection, repair, renewal, replacement, operation and maintenance of said culverts and appurtenances. No buildings or structures or foundations of buildings or structures or parts thereof shall hereafter be erected, placed or maintained thereon.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land; furthermore, said Commission does also take and expressly reserve hereby, the right to place on, over, under, across and through said land, any utility or utility delivery system which it deems shall not interfere or be otherwise inconsistent with said flood control project.

TOWN BROOK FLOOD CONTROL PROJECT -- PHASE II
AWARD OF DAMAGES

Parcel No(s).	Supposed Owner(s)	Award for Permanent Easement(s) Taken
1	Quincy Lumber Co.	$ 2,500.00
2	Carl R. Johnson III, et al, Trustees of The Quincy Group Realty Trust	2,500.00
3, 5	City of Quincy	- 0 -
4	Vorelco, Inc.	500.00
6, 12	Daniel J. Quirk	3,500.00
7	Brackett Street Associates Limited Partnership	2,500.00
10, 11	Wollaston Lutheran Church Apts., Inc.	3,250.00
13	Atco Incorporated	2,000.00
	TOTAL	$ 16,750.00

Parcel No(s).	Supposed Owner(s)	Award for Temporary Easement(s) Taken
TC-1	Alfred L. Pecce, et al, Trustees of Alfred Pecce Irrevocable Trust	$ 1,500.00
TC-2	John H. Millar & A. Gladys Millar	1,500.00
TC-3	Daniel J. Quirk	19,500.00
TC-4, TC-9	Vorelco, Inc.	107,500.00
TC-5, TC-8, TC-10, TC-11	City of Quincy	- 0 -

Town Brook Flood Control Project -- Phase II
Award of Damages, Continued
Sheet 2 of 2

Parcel No(s).	Supposed Owner(s)	Award for Temporary Easement(s) Taken
TC-6	Carl R. Johnson III, et al, Trustees of The Quincy Group Realty Trust	$ 76,000.00
TC-7	Quincy Lumber Company	7,400.00
TC-12	Florence A. Weeks, Trustee of Shawnie D. Realty Trust	1,000.00
TC-14	Carl S. Langley & Nina J. Langley	1,500.00
TC-15	Wollaston Lutheran Church Apts., Inc.	87,750.00
TC-13	Private Way:	
	Filomena Giovannangeli	250.00
	Susan R. Wigandt, Trustee, 8-10 Bent Terrace Realty Trust	250.00
	Thomas F. Williams, Trustee, Bent Terrace Realty Trust	250.00
	Carl S. Langley	250.00
	Florence A. Weeks, Trustee, Shawnie D. Realty Trust	250.00
	Mary N. Godfrey	250.00
	Yiu Wai Wong, Yiu Kui Wong, Chong Fee Wong & Yi Kai Wong	250.00
	Sam Najjar & Beverly Najjar, Trustees, S & N Realty Trust	250.00
	Charles A. & Richard A. Powers, Trustees, C & R Realty Trust	250.00
	TOTAL	$ 305,900.00
	GRAND TOTAL OF AWARDS	$ 322,650.00

The Commission further V O T E D: to approve an award of damages in the amount of $322,650.00.

1. Report of Mr. Gray, June 13, recommending that the Commission adopt an Order of Taking for acquisition of approximately 11,311 square feet of land owned by Ruth M. Donovan, located in the Town of Hull, Massachusetts, and to approve an award of damages in the amount of $223,300.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $227,457.39. (Funding available under Section 32 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 11,311 square feet of land owned by Ruth M. Donovan, located in the Town of Hull, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, May 14, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Hull in the County of Plymouth and Commonwealth of Massachusetts, namely;

A certain parcel of land with the buildings thereon situated in Hull, being shown on a plan entitled "Plan of Land, 1 & 3 Farina Road, Harbor View Estates, Hull, Mass.", dated March 18, 1951, Louis Parziale, C.E., which plan is filed with the Plymouth County Registry of Deeds in Plan Book 8, Pages 378 and 379, bounded and decribed as follows:

WESTERLY by Farina Road, by three lines measuring 14.98 feet, 69.29 feet and 42.00 feet respectively;
NORTHERLY by land of owners unknown, 126.80 feet;
EASTERLY by land of owners unknown, 70.36 feet; and
SOUTHERLY by land of owners unknown, 132.00 feet.

Containing 11,311 square feet of land, according to said plan.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Farina Road which may be held by the supposed owner, and being the same premises described in a deed from Timothy M. Donovan and Ruth M. Donovan to Ruth M. Donovan, dated October 27, 1987, and recorded with said Deeds in Book 8108, Page 263.

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AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land.

The concurrence of the Park and Recreation Commissioners of the Town of Hull, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is attached hereto and made a part hereof.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNER	AWARD
Ruth M. Donovan	$ 223,300.00

The Commission further V O T E D: to approve an award of damages in the amount of $223,300.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $227,457.39.

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1. Report of Mr. Gray, June 13, recommending that the Commission adopt an Order of Taking for acquisition of approximately 51.60 acres of land owned by Clover Ridge Associates Limited Partnership, located in the Town of Hubbardston, Massachusetts, and to approve an award of damages in the amount of $125,000.00, a total payment of such damages and costs as required under General Laws Chapter 79, Sections 6, 12, and 39, not to exceed the amount of $127,142.34.
(Funding available under Section 3 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: adopt an Order of Taking for acquisition of approximately 51.60 acres of land owned by Clover Ridge Associates Limited Partnership, located in the Town of Hubbardston, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, May 14, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Hubbardston in the County of Worcester and Commonwealth of Massachusetts, namely:

A certain parcel of land shown as Lot A and Turkey Roost Lane on a plan entitled "Clover Ridge West Plan of Land in Hubbardston, MA", dated June 1, 1988 and recorded with Worcester District Registry of Deeds as Plan 58 in Plan Book 613, being more particularly bounded and described as follows:

BEGINNING at a point on the westerly line of Barre Road at a southeast corner of the lot herein described at the intersection of Turkey Roost Lane and Barre Road;

THENCE northwesterly by the arc of a curve having a radius of 25.00 feet, 39.27 feet to a point;
THENCE N. 78 degrees 46' 40" W. 360 feet to a point;
THENCE S. 12 degrees 46' 33" W. 105.11 feet to a point;
THENCE S. 85 degrees 34' 59" W. 279.68 feet to a point;
THENCE N. 26 degrees 42' 50" W. 1,615.95 feet to a point;
THENCE N. 24 degrees 40' 54" W. 754.01 feet to a point;
THENCE N. 56 degrees 34' 36" E. 191.10 feet to a point;
THENCE N. 37 degrees 21' 58" W. 38.63 feet to a point;
THENCE N. 10 degrees 58' 11" W. 21.80 feet to a point;
THENCE N. 74 degrees 50' 21" E. 15.81 feet to a point;
THENCE S. 01 degrees 05' 33" W. 8.21 feet to a point;
THENCE S. 42 degrees 44' 17" E. 47.31 feet to a point;
THENCE N. 86 degrees 18' 20" E. 463.78 feet to a point;

THENCE S. 67 degrees 47' 24" E. 217.60 feet to a point;
THENCE S. 88 degrees 38' 48" E. 314.44 feet to a point;
THENCE S. 25 degrees 52' 10" E. 499.89 feet to a point;
THENCE S. 26 degrees 25' 57" E. 321.39 feet to a point;
THENCE N. 50 degrees 39' 27" E. 1,102.26 feet to a point;
THENCE S. 71 degrees 33' 19" E. 72.89 feet by the southerly line of Hale Road to a point;
THENCE southwesterly by the arc of a curve having a radius of 25.00 feet, 25.21 feet to a point;
THENCE S. 50 degrees 39' 27" W. 671.27 feet to a point;
THENCE S. 18 degrees 52' 10" W. 609.27 feet to a point;
THENCE S. 32 degrees 25' 00" W. 348.96 feet to a point;
THENCE S. 16 degrees 52' 50" W. 241.85 feet to a point;
THENCE S. 14 degrees 07' 09" W. 214.98 feet to a point;
THENCE N. 76 degrees 37' 35" W. 39.97 feet to a point;
THENCE S. 14 degrees 07' 09" W. 196.48 feet to a point;
THENCE S. 78 degrees 46' 40" E. 40.01 feet to a point;
THENCE S. 78 degrees 46' 40" E. 374.34 feet to a point;
THENCE northerly by the arc of a curve having a radius of 38.90 feet to the point of beginning.

Containing 51.60 acres, more or less.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in said Barre Road which may be held by the supposed owner, and being a portion of the premises described as Tracts I, II and III in a deed from Weikko R. Holopainen, et al, to Clover Ridge Associates Limited Partnership, dated August 22, 1985, and recorded with said Deeds in Book 8890, Page 88.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNER	AWARD
Clover Ridge Associates Limited Partnership	$ 125,000.00

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The Commission further V O T E D: to approve an award of damages in the amount of $125,000.00, a total payment of such damages and costs as required under General Laws Chapter 79, Sections 6, 12, and 39, not to exceed the amount of $127,142.34.

The following matters were placed on the agenda for the information of the Commission:

1. The following schedules were approved for payment by the Commissioner during the period from April 20, 1992 to April 27, 1992.

   Expenditures $395,961.24

2. The following schedules were approved for payment by the Commissioner during the period from April 27, 1992 to May 4, 1992.

   Expenditures $493,867.48

Adjourned at 12:30 p.m., to meet on Thursday, May 21, 1992 at 10:00 a.m.

William F. Cushman
Secretary

Record of the Three Thousand Six Hundred and Tenth (3610th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, May 21, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Landers and Settles.

The Records of the Commission Meeting held on April 30, 1992, were read and approved.

The Secretary submitted for signature the following paper which was signed by the Commissioner and three Associate Commissioners:

1. Contract-Agreement, dated May 14, 1992, with Clean Harbors, for Organizing and Consolidating Hazardous Materials in the Carson Beach Bathhouse, South Boston.

The Secretary submitted for signature the following papers which were signed by the Commissioner and four Associate Commissioners:

2. Contract-Agreement, dated May 21, 1992, with Bay Insulation Systems, for Asbestos Removal from the Storage Shed in the Maintenance Support Unit Yard in Stoneham.

3. Contract-Agreement No. PL92-0002-S1A, dated May 21, 1992, with Chan Krieger and Associates, Inc., for Preliminary Design and Engineering Study of Walkway Across Old Charles River Dam, Boston.

4. Fourth Amendment, dated May 21, 1992, to Contract-Agreement No. P82-1032-D1D, with Beta Engineering, for Sewerage Service to the Blue Hills Police Station and the Canton Avenue Sanitary Facility.

Action was taken upon the following matters relating to the Engineering and Construction Division:

5. Report of Messrs. Faucher and Young, April 24, recommending the following on Contract No. P91-1608-M1A, with New England Traffic Signals, Inc., for Servicing Traffic Signal and Control Systems, Middlesex Fells and Revere Beach Districts -
(a) That work be accepted as completed as of February 28, 1992.
(b) That Estimate No. 11 (Final), in the amount of $8,289.77, be approved for payment.
(c) That reserve, in the amount $3,779.71, be approved for payment.
(Basis of Award - $170,453.00)
(Amount to Date - $110,169.74)
(Contract Administration Rating - 2.67)
(EEO Compliance - 3.75)
The Commission V O T E D: that the work of New England Traffic Signals, Inc., Contractor under Contract No. P91-1608-M1A, for Servicing Traffic Signal and Control Systems, Middlesex Fells and Revere Beach Districts, be and hereby is accepted as completed as of February 28, 1992.
The Commission further V O T E D: to approve Estimate No. 11 (Final), in the amount of $8,289.77, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $3,779.71, for payment.

6. Report of Messrs. Faucher and Terzian, April 14, submitting for approval and signature Joint Funding Agreement with the United States Department of the Interior, Geological Survey, for Maintenance and Operation of Gaging Stations within the Charles River and Mystic River Watersheds, for the period from October 1, 1991 to September 30, 1992, at a one half cost to the Commission. MDC share will be $22,900.00. Account No. 2440-0010-TT
The Commission V O T E D: Approved.
The Secretary then submitted for signature Joint Funding Agreement, dated May 21, 1992, with the United States Department of the Interior, Geological Survey, which was signed by the Commissioner and four Associate Commissioners.

Action was taken upon the following matter relating to the Watershed Management Division:

1. Report of Mr. McGinn and Ms. Zilligen, May 14, recommending approval of Commission participation in the Architectural Conservation Trust (ACT) Statewide Feasibility Studies for Endangered Historic Properties Program (the Stillwater Farm in Sterling, Massachusetts).
Mr. McGinn and Ms. Zilligen request authorization for Commissioner Bhatti to execute the formal agreement.
Funds are available in Account No. 2420-1400 for MDC matching funds of 50% - not to exceed $5,500.00.
The Commission V O T E D: Approved.
The Commission further V O T E D: Authorization for Commissioner Bhatti to execute the formal agreement on behalf of the Metropolitan District Commission.
Associate Commissioner Landers did not participate in discussion nor vote on this matter.

Action was taken upon the following matters relating to the Reservations and Historic Sites Division:

2. Report of Mr. Broderick, April 21, requesting renewal and execution of the Contract-Agreement with Thomas F. Mahlstedt, for Chief Archaeologist Services. Total Compensation not to exceed $33,942.41, which includes $500.00 for reimbursable expenses. Time of Performance will be from July 1, 1992 through June 30, 1993. Account No. 2440-0010-HH - subject to availability of funds in MDC FY93 operating budget.
The Commission V O T E D: Approved.
The Secretary then submitted for signature Contract-Agreement, dated May 21, 1992, with Thomas F. Mahlstedt, which was signed by the Commissioner and four Associate Commissioners.

3. Report of Mr. Broderick, April 21, requesting renewal and execution of the Contract-Agreement with Albert E. Pratt, for Operations Planner Services. Total Compensation not to exceed $32,324.41, which includes $500.00 for reimbursable expenses. Time of Performance will be from July 1, 1992 through June 30, 1993. Account No. 2440-0010-HH - subject to availability of funds in MDC FY93 operating budget.
The Commission V O T E D: Approved.
The Secretary then submitted for signature Contract-Agreement, dated May 21, 1992, with Albert E. Pratt, which was signed by the Commissioner and four Associate Commissioners.

4. Report of Mr. Broderick, April 21, requesting renewal and execution of the Contract-Agreement with William A. Stonkinger, for Cultural Resource Specialist Services. Total Compensation not to exceed $32,976.00, which includes $500.00 for reimbursable expenses. Time of Performance will be from July 1, 1992 through June 30, 1993. Account No. 2440-0010-HH - subject to availability of funds in MDC FY93 operating budget.
The Commission V O T E D: Approved.
The Secretary then submitted for signature Contract-Agreement, dated May 21, 1992, with William A. Stonkinger, which was signed by the Commissioner and four Associate Commissioners.

Action was taken upon the following matters relating to the Office of Planning:

5. Report of Mrs. O'Brien, May 7, recommending the following on Contract No. PL92-003-S1A, with Applied Geographics, Inc., for Mapping Services, Neponset River Reservation Master Plan -
(a) That work be accepted as completed as of May 1, 1992.
(b) That Estimate No. 4 (Final), in the amount of $3,294.00, be approved for payment.
(c) That reserve, in the amount of $1,614.00, be approved for payment.
(Basis of Award - $17,500.00)
(Amount to Date - $17,485.00)
(Contract Administration Rating - Scale of 1.00 to 10.00 is 9.00)
(EEO Compliance - N/A)

The Commission V O T E D: that the work of Applied Geographics, Inc., Consultant under Contract No. PL92-003-S1A, for Mapping Services, Neponset River Reservation Master Plan, be and hereby is accepted as completed as of May 1, 1992.
The Commission further V O T E D: to approve Estimate No. 4 (Final), in the amount of $3,294.00, for payment.
The Commission further V O T E D: to approve release of reserve in the amount of $1,614.00, for payment.

1. Report of Mrs. O'Brien, May 12, requesting authorization and execution of renewal Contract-Agreements with Daniel Driscoll, Karl T. Haglund, John S. O. Krajovic and David T. Queeley, for Planning Services Pursuant to Land Acquisition and Master Planning, as follows:
   1. **Daniel Driscoll** - Total Upset Limit $41,496.00, which includes $400.00 in expenses. Time for Performance is July 1, 1992 through June 30, 1993. Account No. 2441-9886.
   2. **Karl T. Haglund** - Total Upset Limit $41,496.00, which includes $400.00 in expenses. Time for Performance is July 1, 1992 through June 30, 1993. Account No. 2441-9886.
   3. **John S. O. Krajovic** - Total Upset Limit $41,496.00, which includes $400.00 in expenses. Time for Performance is July 1, 1992 through June 30, 1993. Account No. 2441-9886.
   4. **David T. Queeley** - Total Upset Limit $36,972.00, which includes $400.00 in expenses. Time for Performance is July 1, 1992 through June 30, 1993. Account No. 2441-9886.

   The Commission V O T E D: Approved.
   The Secretary then submitted for signature Contract-Agreements, dated May 21, 1992, with Daniel Driscoll, Karl T. Haglund, John S. O. Krajovic and David T. Queeley, which were signed by the Commissioner and four Associate Commissioners.

2. Report of Mrs. O'Brien, May 18, recommending the following on Contract-Agreement No. PL92-004-S1A, with Merrimack Engineering, Inc., for Charles River Encroachment Survey -
   (a) Authorization for Merrimack Engineering, Inc., to provide additional survey services at the site of Ames Department Store, River Street, Waltham, at a cost not to exceed $2,060.00.
   (b) That Merrimack Engineering, Inc., provide and install 51 additional permanent MDC bounds at various locations along the Charles River Reservation in Waltham, Watertown and Newton, at a cost not to exceed $5,100.00.
   (c) An extension of time from June 30, 1992 to October 30, 1992, due to anticipated problems with processing paper work.

   Account No. 2449-7350.
   (The Amendment must receive a waiver of the procurement requirements from the Executive Office of Administration and Finance).
   The Commission V O T E D: Approved pending receipt of waiver of the procurement requirements from the Executive Office of Administration and Finance.

Action was taken upon the following Various Matters:

3. Report of Mr. Baratta, May 15, recommending approval and execution of renewal Contract-Agreement No. P86-1402-X7A, with Mary F. Clutchey, as Project Planner - Transportation. Total Compensation $40,512.00, which includes $1,200.00 in reimbursable expenses. Time for Performance July 1, 1992 through June 30, 1993. Account No. 2490-0012.
   The Commission V O T E D: Approved.
   The Secretary then submitted for signature Contract-Agreement, dated May 21, 1992, with Mary F. Clutchey, which was signed by the Commissioner and four Associate Commissioners.

4. Report of Mrs. Lam, May 15, requesting award and execution of renewal Contract-Agreement with Janice Parlon Roache, as Mystic District Liaison. Total Compensation $32,324.00, which includes $500.00 for travel expenses. Time for Performance July 1, 1992

through June 30, 1993. Account No. 2440-8873.
The Commission V O T E D: Approved.
The Secretary then submitted for signature Contract-Agreement, dated May 21, 1992, with Janice Parlon, which was signed by the Commissioner and four Associate Commissioners.

1. Report of Mr. Jewett, May 21, recommending the following on the Park Land Acquisition Program FY92 for Professional Real Estate Title Examination Services - Middlesex, Norfolk and Suffolk Counties -
(a) Approve an Amendment to the Contract with Nancy Mahoney Harris, Esquire, by adding additional services and increasing the compensation from $2,380.00 to $3,725.00, for two acres owned by Shore Lodging in Weymouth which is adjacent to Abigail Adams Park and 15 acres owned by Vinchuck Realty in Canton.
(b) Approve a Contract with the firm of Lane and Altman, Counselors at Law, in the amount of $12,200.00, for land at Wilson Mountain, Dedham and Jerry's Pond, Cambridge.
Account No. 2441-9886.
The Commission V O T E D: to approve an Amendment to the Contract with Nancy Mahoney Harris, Esquire, by adding additional services and increasing the compensation from $2,380.00 to $3,725.00, for two acres owned by Shore Lodging in Weymouth which is adjacent to Abigail Adams Park and 15 acres owned by Vinchuck Realty in Canton.
The Commission further V O T E D: to approve a Contract with the firm of Lane and Altman, Counselors at Law, in the amount of $12,200.00, for land at Wilson Mountain, Dedham and Jerry's Pond, Cambridge.

Action was taken upon the following matters relating to the Office of Real Property:

2. Report of Mr. Gray, May 19, recommending that the Commission adopt an Order of Taking for acquisition of approximately 3.45 acres of land owned by the Armenian General Benevolent Union of America, Inc., located in the city of Waltham, Massachusetts, and to approve an award of damages in the amount of $600,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $607,841.63.
(Funding available under Section 32 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: Held Over.

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1. Report of Mr. Gray, May 19, recommending that the Commission adopt an Order of Taking for acquisition of approximately 0.11 acres of land owned by Gerald P. Kelleher, located in the Town of Hull, Massachusetts, and to approve an award of damages in the amount of $7,400.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Section 6, 12 and 39, not to exceed the amount of $7,577.18.
(Funding available under Section 32 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 0.11 acres of land owned by Gerald P. Kelleher, located in the Town of Hull, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, May 31, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Hull in the County of Plymouth and Commonwealth of Massachusetts, namely:

A certain parcel of land in Hull, Plymouth County, Massachusetts, and being a portion of the former Fort Revere Military Reservation, bounded and described as follows:

Beginning at a point bearing South 57 degrees West, 47 feet, more or less, from Structure F-103, so-called;
thence North 10 degrees East, 70 feet, more or less, to a point;
thence South 80 degrees East, 70 feet, more or less, to a point;
thence South 10 degrees West, 70 feet, more or less, to a point;
thence North 80 degrees West, 70 feet, more or less, to the point of beginning.

Containing approximately 0.11 acres of land.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all rights of ingress and egress to same which may be held by the supposed owner, and being the same premises described in a deed from the United States of America to Gerald P. Kelleher, dated October 23, 1964, and recorded with Plymouth County Registry of Deeds in Book 3172, Page 227.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land.

The concurrence of the Park and Recreation Commissioners of the Town of Hull, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is attached hereto and made a part hereof.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNER	AWARD
Gerald P. Kelleher	$ 7,400.00

The Commission further V O T E D: to approve an award of damages in the amount of $7,400.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Section 6, 12 and 39, not to exceed the amount of $7,577.18.

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1. Report of Mr. Gray, May 19, recommending that the Commission adopt an Order of Taking for acquisition of approximately 86,639 square feet of land owned by Marie Cecelia Reilly, located in the Town of Hull, Massachusetts, and to approve an award of damages in the amount of $225,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $229,155.09. (Funding available under Section 32 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 86,639 square feet of land owned by Marie Cecelia Reilly, located in the Town of Hull, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, May 21, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Hull in the County of Plymouth and Commonwealth of Massachusetts, namely:

A certain parcel of land in Hull, Plymouth County, Massachusetts, comprising 86,639 square feet of land more or less, and being shown as Lot A on a plan of land dated June 26, 1961, and recorded with Plymouth County Registry of Deeds as Plan No. 540 of 1961, in Book 2872, Page 324, the said Lot A being more specifically described as follows:

Northerly	by Farina Road as shown on said plan, 136.08 feet;
Easterly	by Lot B as shown on said plan, 216.46 feet;
Northerly	again by said Lot B, 147.10 feet;
Westerly	by said Lot B, 140.60 feet;
Northerly, Northeasterly and Easterly	by the curved lines of Road by three dimensions of 93.32 feet, 74.57 feet, and 104.50 feet as shown on said plan;
Southeasterly	by said Farina Road as shown on said plan, by two dimensions of 199.44 feet and 81.38 feet;
Westerly	by the lot marked "Water Tower" as shown on said plan, 85.94 feet;
Southerly	by two lots marked "Water Tower" as aforesaid and E. Farina, 229.00 feet; and
Westerly	by the easterly line of a thirty-foot way as shown on said plan, 305.84 feet.

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Excepting from the above premises, a parcel comprising approximately 0.11 of an acre, with egress and ingress thereto, being more particularly described as Parcel B under Tract 2 in a deed from the United States of America to Charles A. LaCentra, dated April 19, 1950, and recorded with said Deeds in Book 2091, Page 388.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Farina Road which may be held by the supposed owner, and being the same premises described in a deed from Allstate Finance Corporation to Bernard A. Reilly, dated August 10, 1961, and recorded with said Deeds in Book 2872, Page 324.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land.

The concurrence of the Park and Recreation Commissioners of the Town of Hull, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is attached hereto and made a part hereof.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNER	AWARD
Marie Cecilia Reilly	$ 225,000.00

The Commission further V O T E D: to approve an award of damages in the amount of $225,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $229,155.09.

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1. Report of Mr. Gray, May 19, recommending that the Commission adopt an Order of Taking for acquisition of approximately 33 acres of land owned by Alphonse Gamelli Jr., et al, located in the Town of Wendell, Massachusetts, and to approve an award of damages in the amount of $100,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $101,601.40. (Funding available under Section 3 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 33 acres of land owned by Alphonse Gamelli Jr., et al, located in the Town of Wendell, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, May 21, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Wendell in the County of Franklin and Commonwealth of Massachusetts, namely:

A certain parcel of land located in the Town of Wendell, being bounded and described as follows:

Beginning at the northeast corner of the granted premises on the town road; thence running westerly on land formerly of Damon E. Cheney to the Valley County Road; thence northerly on said last named road about nine (9) rods to the County Road leading to New Salem; thence westerly in the same direction as the first mentioned course, about twenty-five (25) rods on the same County Road and crossing the same to a stake and stones, said bound being about two (2) rods north of said road; thence southerly to the South County Road near the west of the bridge; thence easterly by said South County Road to the place of beginning. Containing approximately 33 acres of land.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in the above roads which may be held by the supposed owners. Being the same premises designated on the tax maps of the Town of Wendell as Map 410, Parcel 47, and Map 409, Parcels 86 and 80.1, and being the same premises described in a deed from Pasquale V. Gamelli to Alphonse Gamelli, Jr., and Louis Gamelli, dated September 21, 1959, and recorded with Franklin County Registry of Deeds in Book 1095, Page 88.

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AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sums:

OWNERS	AWARD
Alphonse Gamelli, Jr., and Louis Gamelli, and the heirs, successors and assigns of Rufus L. Sibley	$ 100,000.00

The Commission further V O T E D: to approve an award of damages in the amount of $100,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $101,601.40.

Adjourned at 11:55 a.m., to meet on Thursday, May 28, 1992 at 10:00 a.m.

William I. Amsler
Secretary

Record of the Three Thousand Six Hundred and Eleventh (3611th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, May 28, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Landers and Settles.

The Records of the Commission Meeting held on April 30, 1992, were read and approved.

The Secretary submitted for signature the following papers which were signed by the Commissioner and four Associate Commissioners:

1. Amendment to Contract-Agreement, dated May 28, 1992, with Nancy Mahoney Harris, Esquire, for Park Land Acquisition Program FY92 - Professional Real Estate Title Examination Services - Middlesex, Norfolk and Suffolk Counties.

2. Contract-Agreement, dated May 28, 1992, with Lane and Altman, Counselors at Law, for Park Land Acquisition Program FY92 - Professional Real Estate Title Examination Services - Middlesex, Norfolk and Suffolk Counties.

3. Contract No. P92-1630-C2A, dated May 28, 1992, with Boston Graving Dock Corp., for Removal of Tugboat (s) from the Charles River Lower Basin, Boston.

Action was taken upon the following matters relating to the Engineering and Construction Division:

4. Report of Messrs. Faucher and McCalla, May 21, recommending the following on Contract No. P91-1609-M1A, with New England Traffic Signals, Inc., for Servicing Traffic Signal and Control Systems, Blue Hills and Old Colony Districts -
(a) That work be accepted as completed as of February 28, 1992.
(b) That Estimate No. 11 (Final), in the amount of $9,464.38, be approved for payment.
(c) That reserve, in the amount of $7,126.76, be approved for payment.
(Basis of Award - $174,347.40)
(Amount to Date - $163,752.46)
(Contract Administration Rating - 2.67)
(EEO Compliance - 4.00)
The Commission V O T E D: that the work of New England Traffic Signals, Inc., Contractor under Contract No. P91-1609-M1A, for Servicing Traffic Signal and Control Systems, Blue Hills and Old Colony Districts, be and hereby is accepted as complete as of February 28, 1992.
The Commission further V O T E D: to approve Estimate No. 11 (Final), in the amount of $9,464.38, be approved for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $7,126.76, for payment.

5. Report of Messrs. Faucher and Carrigan, April 7, recommending the following on Contract-Agreement No. P85-1341-D1C, with Andrew Christo Engineers, for Reconstruction/Rehabilitation of Lynn Shore Drive and Nahant Beach Reservation -
(a) An increase of $202,000.00 in the design upset limit (from $811,538.25 to $1,013,538.25), due to the need for additional work on the project.
(b) An extension of time from October 31, 1992 to June 30, 1995. The Contract-Agreement was suspended for 30 months due to budgetary constraints.
Account No. 2490-8915.
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Carrigan.

6. Report of Messrs. Faucher and Brooks, April 10, recommending the following on Contract No. P80-0833-C1A, dated July 11, 1985, with Allied Weatherproofing Co., Inc., for Renovation of the Clarence W. Dealtry Pool, Watertown -
(a) An extension of time from June 20, 1986 to June 30, 1987.
(b) That work be accepted as completed as of June 30, 1987.

(c) That Estimate No. 7 (Final), in the amount of $4,022.01, be approved for payment.
(d) That reserve, in the amount of $9,404.40, be approved for payment.
(Basis of Award - $660,000.00)
(Amount to Date - $788,087.99)
(Contract Administration Rating - 3.00)
(EEO Compliance - 4.04)

The Commission questioned the reason for the long delay in closing out the Contract. Mr. Baratta explained that the Contractor refused to sign the final invoice, contending that two of his claims for extra work were not included in the final estimate and, therefore, he would not sign-off.
Mr. Baratta then explained that the documentation for the first extra work order claim, for relocation of the surge tank, was never received by the Division. In addition, he noted, the second extra work claim for handicapped accessibility doors was called for in the contract and, therefore, this claim was without merit.
Mr. Baratta then stated that the Contractor recently signed-off on the Contract after being assured that he would not lose any rights on the claim by signing the final invoice documents.
The Commission V O T E D: to approve an extension of time from June 20, 1986 to June 30, 1987, to be effective, however, only upon receipt of the written consent of the bonding company.
The Commission further V O T E D: that the work of Allied Weatherproofing Co., Inc., Contractor under Contract No. P80-0833-C1A, be and hereby is accepted as completed as of June 30, 1987.
The Commission further V O T E D: to approve Estimate No. 7 (Final), in the amount of $4,022.01, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $9,404.40, for payment.

1. Report of Messrs. Faucher and Yuan, May 15, recommending the following on Contract No. P84-1276-C1B, with R. Zoppo Co., Inc., for Bridge Deck Resurfacing - John F. Gilmore Bridge, Boston - Cambridge, Massachusetts -
(a) That work be accepted as completed as of May 8, 1992.
(b) That Estimate No. 8 (Final), in the amount of $9,594.71, be approved for payment.
(c) That reserve, in the amount of $12,571.76, be approved for payment.
(Basis of Award - $ 820,592.00)
(Amount to Date - $1,013,790.48)
(Contract Administration Rating - 3.67)
(EEO Compliance - 4.40)

The Commission V O T E D: that the work of R. Zoppo Co., Inc., Contractor under Contract No. P84-1276-C1B, for Bridge Deck Resurfacing - John F. Gilmore Bridge, Boston - Cambridge, Massachusetts, be and hereby is accepted as completed as of May 8, 1992.
The Commission further V O T E D: to approve Estimate No. 8 (Final), in the amount of $9,594.71, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $12,571.76, for payment.

Action was taken upon the following matters relating to the Reservations and Historic Sites Division:

2. Report of Messrs. Broderick and Eck, May 21, recommending approval of a revision in quantities on Item No. 2A, Additional Drilling, at a cost of $1,580.50, on Contract No. P92-1636-C1A, with A & W Artesian Well Co., for Emergency Construction of a Deep Rock Well at Blue Hills Weather Observatory.
Account No. 2440-7847.
The Commission V O T E D: Approved as recommended by Messrs. Broderick and Eck in their report of May 21, 1992.

3. Report of Messrs. Broderick and Eck, May 21, recommending the following on Contract No. P92-1636-C1A, with A & W Artesian Well Co., for Emergency Construction of a Deep Rock Well at Blue Hills Weather Observatory -

(a) That work be accepted as completed as of February 14, 1992.
(b) That Estimate No. 1 (Final), in the amount of $4,692.05, be approved for payment.
(c) That reserve, in the amount of $246.95, be approved for payment.
(Basis of Award - $3,358.50)
(Amount to Date - $4,939.00)

The Commission V O T E D: that the work of A & W Artesian Well Co., Contractor under Contract No. P92-1636-C1A, for Emergency Construction of a Deep Rock Well at Blue Hills Weather Observatory, be and hereby is accepted as complete as of February 14, 1992.
The Commission further V O T E D: to approve Estimate No. 1 (Final), in the amount of $4,692.05, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $246.95, for payment.

Action was taken upon the following matter relating to the Recreational Facilities and Programs Division:

1. Report of Miss Connolly, May 26, recommending that the Commission grant a revocable permit to the Publick Theatre, Inc., 1175 Soldiers Field Road, Boston, to sell beer and wine at the theatre site during the 1992 season, subject to certain conditions.
The Commission V O T E D: Approved as recommended by Miss Connolly in her report of May 26, 1992, subject to the following conditions:

1. Publick Theatre Inc. shall obtain all the required State and Municipal permits and/or licenses.

2. Publick Theatre, Inc. shall notify all local establishments (that serve beer and wine) of the Theatre's intention to serve beer and wine at the theatre site; said establishments to be notified prior to representatives of Publick Theatre, Inc. appearing before the Boston Licensing Commission.

3. The beer and wine shall be offered for sale; (1) only prior to performances and during intermissions; and (2) only to theatre goers.

4. Publick Theatre, Inc. shall not publicly advertise the fact that beer and wine is being offered for sale.

5. Publick Theatre, Inc. shall give appropriate credit to the Metropolitan District Commission in all advertising of theatre performances.

6. Publick Theatre, Inc. shall hold the Commonwealth of Massachusetts, the Metropolitan District Commission, and its agents and servants, harmless and indemnified against any and all claims and demands for damages to persons or property arising out of the exercise of this permit.

7. This permit may be revoked at any time by the Metropolitan District Commission.

Action was taken upon the following Various Matters:

2. Report of Mr. Jewett, May 21, on behalf of the Consultant Selection Committee, requesting selection of Weston & Sampson Engineers, Inc., for Wastewater Facilities Plan - West Boylston - Holden - Wachusett Watershed Area. Contract-Agreement No. WM93-001-S1A. Estimated Cost $124,300.00 - to be finalized during Contract negotiations. Estimated time for performance will be 12 months. Account No. 2420-1400.
The Commission V O T E D: Approved as recommended by Mr. Jewett in his report of May 21, 1992.

3. Report of Mr. Kerins, May 21, on bids for Pest Control Services, FY93 and FY94. Account No. 2440-0010.
(Mr. Kerins recommends acceptance of the proposal of New Tech Pest Control, Inc., as follows - all locations $39.00 per hour).

The Commission V O T E D: to accept the proposal of New Tech Pest Control, Inc., as follows - all locations $39.00 per hour, for Pest Control Services, FY93 and FY94.

1. Report of Messrs. Gray and Krajovic, May 21, recommending that the Commission authorize Commissioner Bhatti to grant annual permits to various Yacht and Boat Clubs, located on Commission property to sell, dispense or distribute alcoholic beverages.
The Commission V O T E D: to authorize Commissioner Bhatti to grant annual permits to various Yacht and Boat Clubs, located on Commission property to sell, dispense or distribute alcoholic beverages, as recommended by Messrs. Gray and Krajovic in their report of May 21, 1992.

Action was taken upon the following matters relating to the Office of Real Property:

1. Report of Mr. Gray, May 19, recommending that the Commission adopt an Order of Taking for acquisition of approximately 3.45 acres of land owned by the Armenian General Benevolent Union of America, Inc., located in the city of Waltham, Massachusetts, and to approve an award of damages in the amount of $648,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $662,000.00.
(Funding available under Section 32 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 3.45 acres of land owned by the Armenian General Benevolent Union of America, Inc., located in the city of Waltham, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, Mass May 28, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the City of Waltham in the County of Middlesex and Commonwealth of Massachusetts, namely:

Two certain parcels of land situated on the northerly sideline of Trapelo Road in Waltham, Massachusetts, bounded and described as follows:

Parcel 1:

Northwesterly by land now or formerly of Frank Edgar Company, four hundred fifty-five and 26/100 (455.26) feet;
Northeasterly by land now or formerly of the Commonwealth of Massachusetts, one hundred thirty-six and 85/100 (136.85) feet;
Southeasterly by lands now or formerly of Fannie G. Stearns and of Horace T. Stearns, four hundred fifty-two and 34/100 (452.34) feet;
Southwesterly by Trapelo Road, twenty-three and 73/100 (23.73) feet;
Northwesterly by Lot A-1 as shown on a plan hereinafter mentioned, ninety (90.00) feet; and
Southwesterly by said lot A-1 and by lots A-2 and A-3 on said plan, one hundred and thirty (130) feet.

Said parcel is shown as lot A-4 on said plan, Plan No. 14407-C.

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All of said boundaries are determined by the Land Court to be located as shown on a subdivision plan, as approved by the Court, filed in the Land Registration Office, a copy of which is filed in the Registry of Deeds for the South Registry District of Middlesex County in Registration Book 221, Page 285, with Certificate 32988.

Parcel 2.

Southwesterly by Trapelo Road, as shown on a plan hereinafter mentioned, by three bounds measuring respectively 95.67 feet, 98.55 feet and 99.90 feet;
Northwesterly by Parcel 1 above by eight bounds measuring respectively 99.41 feet, 22.90 feet, 13.65 feet, 16.06 feet, 88.23 feet, 23.47 feet, 59.30 feet and 131.43 feet;
Northeasterly by land of the Commonwealth of Massachusetts, as shown on said plan, 210.55 feet;
Easterly by land of said Commonwealth by four bounds measuring respectively 23.09 feet, 78.31 feet, 64.04 feet and 138.14 feet.

Containing approximately 85,160 square feet, and comprising Lots A, B and C on a plan entitled "Plan of Lots Owned by Alfred B. Stearns, Trapelo Road, Waltham, Mass.", by Arthur M. King, C.E., dated April, 1959, and recorded in Middlesex South District Registry of Deeds, Book 9366, Page 424.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Trapelo Road which may be held by the supposed owners, and being the same premises described in a deed from Robert E. Smith, et al., Trustees, to the Armenian Women's Welfare Association, Inc., dated August 10, 1972, and recorded with said Deeds in Book 12264, Page 111.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or

signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land.

The concurrence of the Park and Recreation Commissioners of the City of Waltham, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is attached hereto and made a part hereof.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNER	AWARD
Armenian General Benevolent Union of America, Inc.	$ 648,000.00

The Commission further V O T E D: to approve an award of damages in the amount of $648,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $662,000.00.

1. Report of Mr. Gray, May 27, recommending that the Commission adopt an Order of Taking for acquisition of approximately 11¼ acres of land owned by Gladys Freed, et al, located in the Town of Wendell, Massachusetts, and to approve an award of damages in the amount of $12,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $12,500.00.
(Funding available under Section 3 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 11¼ acres of land owned by Gladys Freed, et al, located in the Town of Wendell, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, Mass. May 28, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Wendell in the County of Franklin and Commonwealth of Massachusetts, namely:

A certain parcel of land situated on the Jennison Road in Wendell, Franklin County, Massachusetts, bounded and described as follows:

Beginning at the southwest corner at a hemlock stump and running N. 14 degrees E. 42 rods to a corner near the highway; thence E. 12 degrees S. 54 rods to a stake and stones at the east side of the swamp; thence S. 17 1/2 degrees W. 18 rods; thence W. 4 3/4 degrees N. 15 rods, 19 links; thence S. 27 degrees W. 20 rods; thence S.E. 10 rods; thence W. 16 degrees N. 41 rods to the first mentioned corner. Containing approximately 11 1/4 acres.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Jennison Road which may be held by the supposed owners, and being the same premises described in a deed from Frances Vener to Gladys Freed, dated November 10, 1976, and recorded with Franklin County Registry of Deeds in Book 1488, Page 185.

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AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNERS	AWARD
Gladys Freed, and the heirs, devisees and assigns of William Bullard and Robert Bullard	$ 12,000.00

The Commission further V O T E D: to approve an award of damages in the amount of $12,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $12,500.00.

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1. Report of Mr. Gray, May 27, recommending that the Commission adopt an Order of Taking for acquisition of approximately 30 acres of land owned by Everett A. Kosarick, located in the Town of Shutesbury, Massachusetts, and to approve an award of damages in the amount of $28,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, and 39, not to exceed the amount of $29,500.00. (Funding available under Section 3 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 30 acres of land owned by Everett A. Kosarick, located in the Town of Shutesbury, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, Mass. May 28, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Shutesbury in the County of Franklin and Commonwealth of Massachusetts, namely:

A certain parcel of land in the northerly part of Shutesbury, Franklin County, along the Shutesbury-Wendell town line, bounded and described as follows:

Beginning at the northeast corner thereof and running southerly on lot 23 by land formerly of Charles H. Jennison, now of the Commonwealth of Massachusetts, about 74 rods, 12 links to a corner; thence westerly 63 1/2 rods, more or less, to a stake and stones; thence northerly to the dividing line between Wendell and Shutesbury, the last two courses being along land now or formerly of Harriet E. Ames, formerly of Alice S. DeRush; thence easterly on said division line by land of said Jennison to the first mentioned corner. Containing thirty (30) acres, more or less.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and being the same premises described in a deed from Rose-Jewel Mueller to Everett A. Kosarick, dated August 10, 1988, and recorded with Franklin County Registry of Deeds in Book 2252, Page 221, and including any and all rights and interest which may be held by the supposed owner in the right of way from Jennison Road, formerly the South County

Road, so-called, in Wendell, and in the right of way from Mt. Mineral Road, so-called, as described in said deed.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNER	AWARD
Everett A. Kosarick	$ 28,000.00

The Commission further V O T E D: to approve an award of damages in the amount of $28,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, and 39, not to exceed the amount of $29,500.00.

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26, 1992

1. Report of Mr. Gray, May 27, recommending that the Commission adopt an Order of Taking for acquisition of approximately 23 acres of land owned by William M. Reisner, Trustee of the Conservation Plus Realty Trust, located in the Town of Sterling, Massachusetts, and to approve an award of damages in the amount of $45,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, and 39, not to exceed the amount of $47,000.00.
(Funding available under Section 3 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 23 acres of land owned by William M. Reisner, Trustee of the Conservation Plus Realty Trust, located in the Town of Sterling, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, Mass. May 28, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Sterling in the County of Worcester and Commonwealth of Massachusetts, namely:

A certain parcel of land situated to the south of Beaman Road and west of Wilder Road, in Sterling, Worcester County, Massachusetts, bounded and described as follows:

Beginning at a Worcester County Highway stone bound with a drill hole in the southerly layout line of Beaman Road, shown as a point of curvature at Sta. 71+38.15, on Sheet 2 of 6 of Layout Plan H-3898-R, Beaman Road Layout of 1963; thence running

S. 68 degrees 33' 25" E. 249.24 feet;
S. 42 degrees 37' 35" E. 229.64 feet;
S. 69 degrees 21' 27" W. 139.26 feet;
N. 70 degrees 56' 07" W. 316.14 feet;
S. 52 degrees 25' 23" W. 1,527.24 feet;
N. 80 degrees 26' 13" W. 404.58 feet;
S. 31 degrees 44' 00" W. 621.03 feet; the previous seven (7) courses leading to the northwesterly corner of the above parcel at land now or formerly of Williams and the Town of Sterling;
N. 75 degrees 54' 47" E. 1,440.12 feet to a point;
S. 80 degrees 19' 16" E. 495.00 feet to a point;
S. 15 degrees 11' 46" W. 151.80 feet partially along a stone wall to a point;

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S. 32 degrees 15' 54" W. 198.01 feet to a point on said stone wall;
S. 25 degrees 25' 23" W. 49.50 feet to a point on said stone wall;
S. 21 degrees 19' 37" E. 21.12 feet to a point at the intersection of two stone walls; the previous six (6) courses bounding by the said land of Williams;
S. 80 degrees 17' 55" W. 430.41 feet to an iron pipe found; bounding by the remaining land of William R. Reisner, Trustee of Conservation Plus Realty Trust;
S. 72 degrees 19' 45" W. 1,244.20 feet to a drill hole in a concrete bound found;
N. 30 degrees 29' 50" E. 49.70 feet to a drill hole in a concrete bound found;
N. 54 degrees 54' 57" W. 248.69 feet to a drill hole in a concrete bound found;
S. 89 degrees 52' 03" W. 170.10 feet to a drill hole in a concrete bound found;
N. 31 degrees 44' 00" E. 441.91 feet to the said northwesterly corner of said parcel; the previous five (5) courses bounding by land of the Commonwealth of Massachusetts.

Containing 22.6372 acres, more or less, and being shown on a plan entitled "Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed Management, Sterling (Worcester County), Massachusetts, Land Taking Plan for Watershed Protection", prepared by Greenman-Pedersen, Inc., dated June 1, 1992, which plan shall be recorded with Worcester District Registry of Deeds and made a part of this order.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and being a portion of the same premises described in a deed from Christina Munoz to William M. Reisner, Trustee, dated May 13, 1986, and recorded with Worcester District Registry of Deeds in Book 9678, Page 69.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNER	AWARD
William M. Reisner, Trustee of the Conservation Plus Realty Trust	$ 45,000.00

The Commission further V O T E D: to approve an award of damages in the amount of $45,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, and 39, not to exceed the amount of $47,000.00.

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2,1992

1. Report of Mr. Gray, May 27, recommending that the Commission adopt an Order of Taking for acquisition of approximately 32 acres of land owned by Kenneth I. H. Williams and June G. Williams, located in the Town of Sterling, Massachusetts, and to approve an award of damages in the amount of $160,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, and 39, not to exceed the amount of $165,000.00.
(Funding available under Section 3 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: adopt an Order of Taking for acquisition of approximately 32 acres of land owned by Kenneth I. H. Williams and June G. Williams, located in the Town of Sterling, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, Mass., May 28, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Sterling in the County of Worcester and Commonwealth of Massachusetts, namely:

A certain parcel of land situated on the southerly side of Beaman Road in Sterling, Worcester County, Massachusetts, bounded and described as follows:

Beginning at a Worcester County Highway stone bound with a drill hole in the southerly layout line of said Beaman Road, shown as a point of curvature at Sta. 71+38.15 on Sheet 2 of 6 of Layout Plan H-3898-R, Beaman Road Layout of 1963; thence running

S. 68 degrees 33' 25" E. 578.00 feet to the point of beginning;
S. 20 degrees 57' 09" W. 86.07 feet to a point;
S. 46 degrees 08' 40" W. 84.00 feet to a point on a stone wall;
S. 03 degrees 24' 47" W. 139.10 feet to a point on said stone wall;
S. 06 degrees 32' 57" W. 113.23 feet to a point on ledge;
S. 16 degrees 18' 19" W. 68.08 feet to a point on boulders;
S. 01 degrees 41' 23" W. 494.95 feet along a group of boulders to a point on boulders;
S. 27 degrees 20' 44" W. 256.99 feet to a point on ledge;
N. 83 degrees 24' 10" W. 266.33 feet to a point on a stone wall;

S. 68 degrees 30' 48" W. 16.43 feet to a point; the previous nine (9) courses bounding by the remaining land of Kenneth and June Williams;
N. 80 degrees 19' 16" W. 495.00 feet to a point;
S. 75 degrees 54' 47" W. 1,440.12 feet to a point; the previous two (2) courses bounding by land of William M. Reisner, Trustee;
N. 31 degrees 44' 00" E. 621.03 feet to an iron pipe found along the remains of an old wire fence, bounding by land of the Commonwealth of Massachusetts;
S. 80 degrees 26' 13" E. 404.58 feet to a point;
N. 52 degrees 25' 23" E. 1,527.24 feet along the remains of an old wire fence on trees and a stone wall to a point said stone wall;
S. 70 degrees 56' 07" E. 316.14 degrees to a point;
N. 69 degrees 21' 27" E. 139.26 feet to a point at the end of a stone wall;
N. 42 degrees 37' 35" W. 229.64 feet to a point on the southerly layout line of said Beaman Road; the previous five (5) courses bounding by land of the Town of Sterling;
S. 68 degrees 33' 25" E. 235.64 feet along the said southerly layout line of Beaman Road to the point of beginning.

Containing 31.94 acres, more or less, and being shown on a plan entitled "Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed Management, Sterling (Worcester County), Massachusetts, Land Taking Plan for Watershed Protection", prepared by Greenman-Pedersen, Inc., dated June 2, 1992, which plan shall be recorded with Worcester District Registry of Deeds and made a part of this order.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Beaman Road which may be held by the supposed owners, and being a portion of the same premises described in a deed from Luella B. Woodcock to Kenneth I. H. Williams and June G. Williams, dated March 2, 1965, and recorded with Worcester District Registry of Deeds in Book 4546, Page 128.

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AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land, but expressly reserving hereby an appurtenant easement for access purposes over the driveway on the remaining land of the supposed owners.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNERS	AWARD
Kenneth I. H. Williams and June G. Williams	$ 160,000.00

The Commission further V O T E D: to approve an award of damages in the amount of $160,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, and 39, not to exceed the amount of $165,000.00.

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1. Report of Mr. Gray, May 27, recommending that the Commission adopt an Order of Taking for acquisition of approximately 46 acres of land owned by Walter A. Janowicz, et al, located in the Town of Sterling, Massachusetts, and to approve an award of damages in the amount of $720,200.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, and 39, not to exceed the amount of $735,000.00.
(Funding available under Section 3 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 46 acres of land owned by Walter A. Janowicz, et al, located in the Town of Sterling, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, Mass., May 28, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Sterling in the County of Worcester and Commonwealth of Massachusetts, namely:

Two certain parcels of land situated in Sterling, Worcester County, Massachusetts, and bounded and described as follows:

Parcel 1.

Northerly by land now or formerly of Thomas Lynch;
Easterly by land now or formerly of Maurice Mulcahy;
Southerly by land of said Mulcahy and land now or formerly of Thomas Scanlon; and
Westerly by land of said Scanlon and by Redemption Rock Trail, so-called, also known as Route 140.

Parcel 2.

BEGINNING at the norhwesterly corner thereof at an iron pipe the southerly side of Crowley Road at a point which is 1,335 feet, more or less, easterly of Route 140;
THENCE S. 5 degrees 53' 49" E. 301.73 feet by land now or formerly of Janowicz to an iron pipe;
THENCE N. 61 degrees 28' 25" E. 510.63 feet by said Janowicz land to an iron pipe;

THENCE N. 22 degrees 03' 45" W. 107.00 feet by land now or formerly of W. E. Russell to an iron pipe on the southerly side of said Crowley Road;

THENCE S. 84 degrees 25' 37" W. 441.54 feet by said Crowley Road to the point of beginning, and containing 2.15 acres, more or less, being shown on a plan dated July 30, 1953, and recorded with Worcester District Registry of Deeds as Plan 66 in Plan Book 191.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Crowley Road and Redemption Rock Trail (Route 140) which may be held by the supposed owners, and being the same premises described in a deed from Anna Janowicz to Walter A. Janowicz, dated April 27, 1992, and recorded with said Deeds in Book 3118, Page 138, and in a deed from Nellie F. Lynch to Augustine Penta, et ux, dated August 5, 1953, and recorded with said Deeds in Book 3522, Page 399, and being the same premises shown as containing 44 acres, more or less, on a plan entitled "Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed Management, Sterling (Worcester County), Massachusetts, Land Taking Plan for Watershed Protection", prepared by Greenman-Pedersen, Inc, dated June 8, 1992, which plan shall be recorded with said Deeds and made a part of this order.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

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The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNERS	AWARD
Walter A. Janowicz and the heirs, successors and assigns of Emily E. Janowicz, and owners unknown	$ 720,200.00

The Commission further V O T E D: to approve an award of damages in the amount of $720,200.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, and 39, not to exceed the amount of $735,000.00.

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1. Report of Mr. Gray, May 27, recommending that the Commission adopt an Order of Taking for acquisition of approximately 30 acres of land owned by Mary M. Kristoff, et al, located in the Town of Sterling, Massachusetts, and to approve an award of damages in the amount of $90,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, and 39, not to exceed the amount of $92,500.00. (Funding available under Section 3 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 30 acres of land owned by Mary M. Kristoff, et al, located in the Town of Sterling, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, Mass, May 28, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Sterling in the County of Worcester and Commonwealth of Massachusetts, namely:

Two (2) certain parcels of land on the southwesterly and southerly side of Greenland Road, situated in Sterling, Worcester County, Massachusetts, bounded and described as follows:

PARCEL 1.

Beginning at the most easterly corner at a point on said Greenland Road and at land now or formerly of Kristoff;

THENCE southerly by land of said Kristoff to land of the Commonwealth of Massachusetts;

THENCE northerly and westerly by land of said Commonwealth by several bounded courses to the southeast corner of land formerly of Ciborowski;

THENCE by land of said Ciborowski by eight courses as follows: N. 29 degrees 29' W., 56.76 feet; N. 8 degrees 21' E., 132 feet; N. 44 degrees 39' W., 181.5 feet; N. 18 degrees 39' W., 165 feet; N. 22 degrees 39' W., 231 feet; N. 1 degrees 21' E., 231 feet; N. 87 degrees 27' E., 845.77 feet to other land of Kristoff;

THENCE by said other land of Kristoff N. 87 degrees 27' E., 391.73 feet to a corner;

THENCE still by said other land of Kristoff N. 14 degrees 16' E., 91.52 feet and N. 19 degrees 14' E., 282.56 feet to the aforesaid Greenland Road;

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THENCE southeasterly by said Greenland Road to the point of beginning.

Excluding therefrom the land taken by the Commonwealth of Massachusetts for the layout of Route I-190, as described in the orders of taking recorded with Worcester District Registry of Deeds in Book 6678, Page 48 and in Book 6824, Page 360.

PARCEL 2.

Beginning at a corner on the northerly side of said Greenland Road at a corner of land formerly of Eli Brigham;

THENCE N. 3 degrees E., 98 rods to a corner of the wall at land formerly of Sidney Smith;
THENCE S. 7 1/2 degrees W., 50 1/2 rods by said Smith land to said road;
THENCE across said road about 2 rods to a stake and stones;
THENCE southerly by said Smith land as the fence now stands to a corner at land formerly of John E. Stone;
THENCE by said Stone land S. 62 degrees E., 8 rods;
THENCE S. 77 degrees E., 7 rods and 20 links, to a stake and stones;
THENCE S. 21 degrees W., 17 rods and 5 links to a stake and stones;
THENCE S. 65 degrees E., 28 rods and 15 links to a stake and stones to a corner of land formerly of Eli Brigham;
THENCE on said Brigham land N. 20 degrees E., 17 rods and 14 links to a stake and stones;
THENCE N. 15 degrees W., 8 rods and 15 links to a maple stump;
THENCE N. 75 degrees E., 20 rods;
THENCE N. 56 degrees E., 19 1/2 rods;
THENCE S. 35 degrees E., 10 rods and 16 links toa corner of land formerly of E. Taylor;
THENCE northerly as the fence now stands by said Taylor land 41 rods and 6 links to said road;
THENCE westerly by said road about 63 rods and 20 links to a corner of the wall;
THENCE across said road to the point of beginning.

Excluding therefrom the land taken by the Commonwealth of Massachusetts, as described in the orders of taking recorded with Worcester District Registry of Deeds in Book 8685, Page 398, and in Book 8793, Page 266.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Greenland Road which may be held by the supposed owner, and being the same premises described as Parcel 1 in a deed from Catherine Kristoff to Mary M. Kristoff, dated June 1, 1986, and recorded with Worcester District Registry of Deeds in Book 9781, Page 23, and described as Parcel 3 in a deed from Catherine Kristoff to Mary M. Kristoff, dated June 1, 1986, and recorded with said Deeds in Book 9782, Page 64, and being the same premises shown on a plan entitled "Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed Management, Sterling (Worcester County), Massachusetts, Land Taking Plan for Watershed Protection", prepared by Greenman-Pedersen, Inc., dated June 1992, which plan shall be recorded with said Deeds and made a part of this order.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNER	AWARD
Mary M. Kristoff and the heirs, devisees and assigns of Emma Rice and Mary Patterson	$ 90,000.00

The Commission further V O T E D: to approve an award of damages in the amount of $90,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12, and 39, not to exceed the amount of $92,500.00.

The following matters were placed on the agenda for the information of the Commission:

1. The following schedules were approved for payment by the Commissioner during the period from May 4, 1992 to May 11, 1992.

   Expenditures $602,716.96

2. The following schedules were approved for payment by the Commissioner during the period from May 11, 1992 to May 18, 1992.

   Expenditures $685,563.08

Adjourned at 12:00 noon to meet on Thursday, June 4, 1992 at 10:00 a.m.

William F. Cushing
Secretary

Record of the Three Thousand Six Hundred and Twelfth (3612th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, June 4, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, and Settles.

The Records of the Commission Meeting held on May 14, 1992, were read and approved.

The Secretary submitted for signature the following paper which was signed by the Commissioner and three Associate Commissioners:

1. Seventh Amendment, dated June 4, 1992, to Contract-Agreement No. P82-1047-D1H, with Howard Needles Tammen & Bergendoff, for Engineering Services for Reconstruction/Rehabilitation of the Lynnway and General Edwards Bridge.

Action was taken upon the following matters relating to the Engineering and Construction Division:

2. Report of Messrs. Faucher and Johnston, May 28, recommending approval of an extension of time from June 30, 1992 to June 30, 1993, on Contract-Agreement No. P87-1448-M1A, with PSI/CWB Associates, Inc., for Inspection and Testing of Concrete, Bituminous, Soils, Paint, etc., due to administrative delays beyond the control of the MDC.
(At no additional Contract cost).
At this point, Mr. Jewett requested that the Commission approve an assignment of the contract from the previous vendor, CWB Associates, Inc., to Professional Services Industries, Inc. (PSI) of 510 East 22nd Street, Lombard, Illinois 60148, and authorize the contract to be issued in the name of PSI/CWB Associates, Inc. He noted that the services will continue to be provided to the Commission from the previous vendor's facilities and the same personnel will continue to provide the testing services.
Mr. Jewett then explained that Professional Service Industries, Inc. purchased the assets of CWB Associates, Inc. and CWB Associates, Inc. had assigned the contract to PSI.
The Commission then asked that Mr. Jewett provide the Secretary with documentation of this assignment for Commission files.
The Commission V O T E D: to approve the extension of time from June 30, 1992 to June 30, 1993.
The Commission further V O T E D: to approve the assignment from CWB Associates, Inc. to Professional Services Industries, Inc., and to authorize issuance of the contract in the name of PSI/CWB Associates, Inc.
The Commission V O T E D: Approved.

3. Report of Messrs. Faucher and Johnston, May 26, submitting for approval Work Schedule, Project Justification and requesting permission to advertise Contract-Agreement No. P92-1655-M1A, for Professional Services for Steel Inspection, Testing and Metallurgy, Etc. Estimated Cost $30,000.00. Time for Performance 24 months. Account Nos. 2490-0015 and 2440-8848.
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Johnston in their report of June 4, 1992.

4. Report of Messrs. Faucher and McCalla, May 19, on bids for Electrical Maintenance Work at Sports Facilities and Recreational Areas of the Metropolitan Parks System, FY 93 and FY 94, Contract No. P92-1643-M1A. Account No. 2440-0010-NN.
(Messrs. Faucher and McCalla recommend acceptance of the low bid, that of Coviello Electric and General Contracting Co., Inc., of $125,700.00).
The Commission V O T E D: to accept the lowest bid received, that of Coviello Electric and General Contracting Co., Inc., of $125,700.00.

5. Report of Messrs. Faucher and McCalla, May 19, on bids for Annual Preventative Maintenance and Repair of Prime Power Generators and Emergency Generators, Various Locations Within the MDC, FY 93 and FY 94, Contract No. P92-1644-M1A. Account No. 2440-0010-NN.

(Messrs. Faucher and McCalla recommend acceptance of the low bid, that of F M Emergency Generator, Inc., of $49,000.00).
The Commission V O T E D: to accept the lowest bid received, that of F M Emergency Generator, Inc., of $49,000.00.

1. Report of Messrs. Faucher and McCalla, May 26, on bids for Electronic and Sound System Maintenance and Repair Work at Sports Facilities and Recreational Areas of the Metropolitan Parks System, FY 93 and FY 94, Contract No. P92-1645-M1A.
Account No. 2440-0010-12.
(Messrs. Faucher and McCalla recommend acceptance of the low bid, that of Electronic Service Company of America d/b/a ESCOA, of $166,442.00).
The Commission V O T E D: to accept the lowest bid received, that of Electronic Service Company of America d/b/a ESCOA, of $166,442.00.

2. Report of Messrs. Faucher and Giella, June 3, recommending the following on Contract for Maintenance of Carpeting at MDC Headquarters Building - FY92 - FY93 -
1. That the Commission amend its vote of April 30, 1992 which reads - The Commission V O T E D: to accept the lowest bid received, that of J & B Cleaners, of $10,556.51. TO READ - The Commission V O T E D: to accept the lowest bid received, that of J & B Cleaning Company, of $10,556.51.
2. That the Commission execute the Contract No. P92-1623-M1A, with J & B Cleaning Company for Maintenance of Carpeting at MDC Headquarters Building - FY92 - FY93.

The Commission V O T E D: to amend its vote of April 30, 1992 which reads - The Commission V O T E D: to accept the lowest bid received, that of J & B Cleaners, of $10,556.51. TO READ - The Commission V O T E D: to accept the lowest bid received, that of J & B Cleaning Company, of $10,556.51, as recommended by Messrs Faucher and Giella in their report of June 3, 1992.
The Secretary then submitted for signature Contract No. P92-1623-M1A, dated June 4, 1992, with J & B Cleaning Company, which was signed by the Commissioner and three Associate Commissioners.

Action was taken upon the following matters relating to the Watershed Management Division:

3. Report of Messrs. McGinn and Kyriazidis, May 22, recommending approval of an Amendment for an extension of time from June 30, 1992 to December 1, 1992, on Contract-Agreement No. WM89-014-S1A, with GEI Consultants, Inc., for Emergency Action Plan, Wachusett Dam.
(At no additional Contract cost).
The Commission V O T E D: Approved.

4. Report of Mr. McGinn and Ms. Austin, May 22, recommending approval of an Amendment for an extension of time from June 30, 1992 to June 30, 1993, on Contract-Agreement No. WM92-001-X1A, with Revet Laboratories, Inc., for Laboratory Services.
(At no additional Contract cost).
The Commission V O T E D: Approved.

Action was taken upon the following Various Matters:

5. Report of Mr. Wright, May 28, requesting approval and execution of a renewal Contract-Agreement with Thomas F. McKenna, Esquire, for Professional Services Representing the MDC in Employee and Labor Related Matters Including Hearings Before the Civil Service Commission, Administrative Bodies and Courts of the Commonwealth; and to Provide Such Services as the General Counsel Deems Essential. Total Compensation not to exceed $24,900.00. Time for Performance July 1, 1992 to June 30, 1993.
Account No. 2440-0010-HH.
The Commission V O T E D: Approved.
The Secretary then submitted for signature Contract-Agreement, dated June 4, 1992, with Thomas F. McKenna, Esquire, which was signed by the Commissioner and three Associate Commissioners.

1. Report of the Concession Selection Committee, June 1, recommending award of the mobile concession location at Sandy Beach, Winchester, for the 1992 season, to Frank A. Sacchetti d/b/a Steve's Ice Cream, with a high bid of $3,800.00, plus a $200.00 donation to the beach. The Concession Selection Committee further recommends award of the mobile concession location at Breakheart Reservation, Saugus, for the 1992 season to Dean Manemanus d/b/a Sonny Boy Ice Cream with the only bid received of $2,575.00.
The Commission V O T E D: Approved as recommended by the Concession Selection Committee in their report of June 1, 1992.

Action was taken upon the following matters relating to the Office of Real Property:

2. Report of Mr. Gray, Director of Real Property, dated June 4, recommending that the Commission amend certain votes of May 14 and May 21, 1992, approving total payment of damages and costs for specific land acquisitions as required under General Laws Chapter 79, Sections 6, 12 and 39; (as follows):
The vote of May 14, 1992, for acquisition of approximately 11,311 square feet of land owned by Ruth M. Donovan, located in Hull, be amended by striking the not to exceed amount of $227,457.39 and inserting in its place, the not to exceed amount of $230,000.00.
The Commission V O T E D: Approved.
The vote of May 14, 1992, for acquisition of approximately 51.60 acres of land owned by Clover Ridge Associates Limited Partnership, located in Hubbardston, be amended by striking the not to exceed amount of $127,142.34 and inserting it its place, the not to exceed amount of $129,000.00.
The Commission V O T E D: Approved.
The vote of May 21, 1992, for acquisition of approximately 33 acres of land owned by Alphonse Gamelli, Jr., et al, located in Wendell, be amended by striking the not to exceed amount of $101,601.40 and inserting in its place, the not to exceed amount of $103,00.00.
The Commission V O T E D: Approved.
The vote of May 21, 1992, for acquisition of 86,639 square feet of land owned by Marie Cecilia Reilly, located in Hull, be amended by striking the not to exceed amount of $229,155.09 and inserting in its place, the not to exceed amount of $231,500.00
The Commission V O T E D: Approved.
The vote of May 21, 1992, for acquisition of 0.11 acre of land owned by Gerald P. Kelleher, located in Hull, be amended by striking the not to exceed amount of $7,577.18 and inserting in its place the not to exceed amount of $7,700.00.
The Commission V O T E D: Approved.

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1. Report of Mr. Gray, June 3, recommending that the Commission adopt an Order of Taking for acquisition of approximately 48,500 square feet of land owned by the Trust for Public Land located in the Town of Weymouth, Massachusetts, and to approve an award of damages in the amount of $120,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $127,000.00. (Funding available under Section 32 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 48,500 square feet of land owned by the Trust for Public Land located in the Town of Weymouth, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, Mass., June 4, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Weymouth in the County of Norfolk and Commonwealth of Massachusetts, namely:

A certain parcel of land in Weymouth, Norfolk County, Massachusetts, being shown as Lot 2 on a plan entitled "Subdivision Plan of Land in Weymouth, Mass.", dated May 26, 1992, prepared by Arnold Associates, Inc., and recorded with the Norfolk Registry of Deeds, and bounded and described as follows:

Southerly	by Lot 1 on said plan, 250.28 feet;
Westerly	by land now or formerly of Richard C. and Mary E. Kibby, 215 feet, more or less;
Northerly	by the Weymouth Back River or Sampson's Cove, so-called, 270 feet, more or less; and
Easterly	by land formerly of H. A. Fafard & Sons Construction, Inc., and now of the Commonwealth of Massachusetts, 155 feet, more or less, to the point of beginning.

Containing 48,500 square feet, more or less, according to said plan.

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Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and being a portion of the premises described in a deed from South Shore Bank to Shore Lodging, dated September 5, 1991, and recorded with the Norfolk County Registry of Deeds in Book 107321, Page 625.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land.

The concurrence of the Park and Recreation Commissioners of the Town of Weymouth, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is attached hereto and made a part hereof.

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The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNER	AWARD
The Trust for Public Land	$ 120,000.00

The Commission further V O T E D: to approve an award of damages in the amount of $120,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $127,000.00.

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1. Report of Mr. Gray, June 3, recommending that the Commission adopt an Order of Taking for acquisition of approximately 78,300 square feet of land owned by Thomas J. Fitzgerald located in the City of Quincy, Massachusetts, and to approve an award of damages in the amount of $34,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $38,000.00. (Funding available under Section 32 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 78,300 square feet of land owned by Thomas J. Fitzgerald located in the City of Quincy, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, Mass., June 4, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the City of Quincy in the County of Norfolk and Commonwealth of Massachusetts, namely:

A certain parcel of Wooodland containing approximately 87,120 square feet of land, and situated off the westerly side of Bunker Hill Lane, Quincy, Norfolk County, Massachusetts, and being designated as Plot 1 of Map 4122-4123 on the Assessor's Plans of the City of Quincy.

There is expressly excluded from the premises taken hereby, that portion of the premises containing approximately 8,920 square feet and designated as Plot 2 of Map 4123 on the Assessor's Plans of the City of Quincy, as conveyed from Fulton B. Smith, Executor, to Fulton B. Smith, individual, be deed dated December 6, 1978, and recorded with Norfolk County Registry of Deeds in Book 5550, Page 373, which parcel is bounded and described as follows:

SOUTHWESTERLY	by a curved line by land taken by the Metropolitan District Commission, now called Furnace Brook Parkway, about 153 feet;
NORTHWESTERLY	by land now or formerly of Elcock Brothers, about 101 feet;
NORTHEASTERLY	by land now or formerly of Mary Shea, 183 feet.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and being the same premises described in a deed from Kathleen E. Colligan to Thomas J. Fitzgerald, dated August 31, 1988, and recorded with Norfolk Registry of Deeds in Book 8090, Page 432, excepting that portion containing 8,920 square feet, as above described.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land.

The concurrence of the Park and Recreation Commissioners of the City of Quincy, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is attached hereto and made a part hereof.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNER	AWARD
Thomas J. Fitzgerald	$ 34,000.00

The Commission further V O T E D: to approve an award of damages in the amount of $34,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $38,000.00.

1. Report of Mr. Gray, June 3, recommending that the Commission adopt an Order of Taking for acquisition of approximately 184,259 square feet of land owned by Edward J. Lacey, Trustee located in the city of Quincy, Massachusetts, and to approve an award of damages in the amount of $68,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Section 6, 12 and 39, not to exceed the amount of $71,000.00. (Funding available under Section 32 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 184,259 square feet of land owned by Edward J. Lacey, Trustee located in the city of Quincy, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, Mass., June 4, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the City of Quincy in the County of Norfolk and Commonwealth of Massachusetts, namely:

A certain parcel of land situated in Quincy, Norfolk County, Massachusetts, shown on a plan by Warren D. Nichols, Surveyor, dated May 4, 1957, recorded with Norfolk County Registry of Deeds, and bounded and described as follows:

NORTHEASTERLY by land now or formerly of J. S. Swingle, Inc., 282.5 feet;
SOUTHEASTERLY by land now or formerly of Joseph M. Meenan and land now or formerly of Henry T. Colligan, et ux, 647.5 feet;
SOUTHWESTERLY by land of the Commonwealth of Massachusetts in two courses by the Blue Hills Reservation, 264 feet; and
NORTHWESTERLY by land now or formerly of the Atlas Powder Co. of Delaware, 695.5 feet.

Containing 184,259 square feet of land, more or less, according to said plan.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Bunker Hill Lane which may be held by the supposed owner, and being the same premises described in a deed from John J. Duane Realty Corp. to Edward J. Lacey, Trustee of Quarry Hill Trust, dated November 4, 1988, and recorded with Norfolk County Registry of Deeds in Book 8152, Page 355, and in a deed from William J. Duane and Herbert T. Duane to Edward J. Lacey, Trustee as aforesaid, dated November 3, 1988, and recorded with said Deeds in Book 8152, Page 356.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land.

The concurrence of the Park and Recreation Commissioners of the City of Quincy, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is attached hereto and made a part hereof.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNER	AWARD
Edward J. Lacey, Trustee of Quarry Hill Trust	$ 68,000.00

The Commission further V O T E D: to approve an award of damages in the amount of $68,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Section 6, 12 and 39, not to exceed the amount of $71,000.00.

1. Report of Mr. Gray, June 3, recommending that the Commission adopt an Order Taking for acquisition of approximately 115,360 square feet of land owned by Joseph Cunningham located in the City of Malden, Massachusetts, and to approve an award of damages in the amount of $360,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Section 6, 12 and 39, not to exceed the amount of $367,000.00. (Funding available under Section 32 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order Taking for acquisition of approximately 115,360 square feet of land owned by Joseph Cunningham located in the City of Malden, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, Mass. June 4, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the City of Malden in the County of Middlesex and Commonwealth of Massachusetts, namely:

Two certain parcels of land situated in Malden, Middlesex County, Massachusetts, the first parcel comprised of Lots 131, 132, 145, and 146, and the second parcel comprised of Lot 148 and part of Lot 149, all as shown on a plan of land dated October 2, 1916, and recorded with Middlesex South District Registry of Deeds as Filed Plan No. 603, and bounded and described as follows:

Parcel 1.

NORTHERLY by land now or formerly of Middlesex Fells Reservation by two lines, 160 feet, more or less, and 125 feet, more or less;
EASTERLY by Lot 130 on said plan, 172 feet, more or less;
SOUTHERLY by a way shown on said plan, 120 feet;
WESTERLY by Lot 133 on said plan, 179 feet, more or less;
EASTERLY by Lot 133 on said plan, 68 feet, more or less;
SOUTHERLY by Lot 144 on said plan, 148 feet, more or less;
WESTERLY by a way shown on said plan, 112 feet, more or less;
WESTERLY by Lot 147 on said plan, 100 feet, more or less.

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Parcel 2.

NORTHERLY by Lot 147 on said plan, 78 feet, more or less;
NORTHERLY, EASTERLY, SOUTHERLY, NORTHERLY and EASTERLY
by a way shown on said plan;
SOUTHERLY by Border Road, 157.56 feet;
WESTERLY by land of owners, unknown 120 feet;
SOUTHERLY by land of owners unknown, 58 feet;
WESTERLY by land now or formerly of Porter, 203 feet.

Meaning and intending to take hereby the above premises, said to contain approximately 115,360 square feet, howsoever the same may be bounded and described, and including any and all fee interest in said roads and ways which may be held by the supposed owner, and being the same premises described in a deed from Dorothy H. Ginsberg, Administratrix, to Joseph Cunningham, dated October 28, 1986, and recorded with said Deeds in Book 17624, Page 271.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land.

The concurrence of the Park and Recreation Commissioners of the City of Malden, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is attached hereto and made a part hereof.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNER	AWARD
Joseph Cunningham	$ 360,000.00

The Commission further V O T E D: to approve an award of damages in the amount of $360,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Section 6, 12 and 39, not to exceed the amount of $367,000.00.

1. Report of Mr. Gray, June 3, recommending that the Commission adopt an Order of Taking for acquisition of approximately .5 acres of land owned by Parker-Hannifin Corporation located in the city of Waltham, Massachusetts, and to approve an award of damages in the amount of $140,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $145,000.00. (Funding available under Section 32 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately .5 acres of land owned by Parker-Hannifin Corporation located in the city of Waltham, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, Mass. June 4, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the City of Waltham in the County of Middlesex and Commonwealth of Massachusetts, namely:

Two certain parcels of land situated in said Waltham, Massachusetts, bounded and described as follows:

PARCEL 1.

Beginning at a point on the westerly side of Woerd Avenue distant 372.11 feet from the intersection of said westerly line with Crescent Street at land conveyed by the Waltham Canoe Club to the Commonwealth of Massachusetts by deed dated May 15, 1903; thence running

N. 69 degrees 39' 07" W. 60.47 feet to a point; thence
N. 0 degrees 16' 25" E. by said land of the Commonwealth, 23.07 feet to a point; thence
N. 89 degrees 43' 35" W. 6 feet to a point; thence
N. 0 degrees 16' 25" E. still by said land of the Commonwealth, 16.27 feet to a point; thence
S. 55 degrees 01' 25" W. by said land of the Commonwealth about 100 feet to the right bank of the Charles River; thence
SOUTHERLY by said right bank of said Charles River, 161 feet to other land of said Commonwealth known as the Charles River Reservation;
NORTHEASTERLY by said Charles River Reservation, 150 feet more or less to a stone bound on said Woerd Avenue; thence

NORTHERLY by the westerly line of said Woerd Avenue about 62 feet to the point of beginning.

Containing 14,650 square feet more or less.

PARCEL 2.

All that land lying below highwater mark in said Charles River and comprising the remaining land of the supposed owner named herein, abutting the above parcel and bounded:

EASTERLY by the premises above described;
NORTHERLY by lands of the Commonwealth of Massachusetts;
WESTERLY by the thread of the Charles River; and
SOUTHERLY by lands of the Commonwealth of Massachusetts.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Woerd Avenue and Crescent Street which may be held by the supposed owner, and being the same premises described in a deed from Prospect #35 Independent Order of Odd Fellows (I.O.O.F.) to the W. H. Nichols Company, a corporate predecessor to Parker-Hannifin Corporation, by deed dated January 7, 1970, and recorded with Middlesex South District Registry of Deeds in Book 11793, Page 189.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land.

The concurrence of the Park and Recreation Commissioners of the City of Waltham, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is attached hereto and made a part hereof.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNER	AWARD
Parker-Hannifin Corporation	$ 140,000.00

The Commission further V O T E D: to approve an award of damages in the amount of $140,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $145,000.00.

1. Report of Mr. Gray, June 3, recommending that the Commission adopt an Order of Taking for acquisition of approximately 3.5 acres of land owned by Clifford E. Spaulding located in the Town of Boylston, Massachusetts, and to approve an award of damages in the amount of $70,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $72,000.00.
(Funding available under Section 3 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 3.5 acres of land owned by Clifford E. Spaulding located in the Town of Boylston, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, Mass, June 4, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Boylston in the County of Worcester and Commonwealth of Massachusetts, namely:

A certain parcel of land situated in Boylston, Worcester County, Massachusetts, on the easterly side of Mile Hill Road, bounded and described as follows:

BEGINNING at a point in the easterly line of Mile Hill Road at a corner of land now or formerly of Keisling;

THENCE turning and running N. 87 degrees 34' 42" E. by land of said Keisling and also by a ten foot wide right of way, both references being shown on a plan hereinafter referred to, said course terminating at a drill hole set in a stone wall;

THENCE turning and running N. 87 degrees 39' 20" E. by said stone wall and also by land now or formerly of Marhefka to a stake set in the ground at land of said Marhefka;

THENCE turning and running S. 02 degrees 27' 34" E. and continuing by said Marhefka land 177.08 feet to a drill hole in a stone wall at the corner of said Marhefka land at land of Albert C. Parker, Jr.;

THENCE turning and running S. 36 degrees 51' 05" W. by said Parker land 154.99 feet to a corner of Lot 2 with a corner of Lot 1 as shown on said plan;

THENCE turning and running S. 89 degrees 55' 26" W. by the southerly side of Lot 2 with the northerly side of Lot 1, 407.51 feet to a point in the easterly line of Mile Hill Road;

THENCE turning and running by the easterly line of said road to a point at a Worcester County highway bound;

THENCE continuing by said easterly line of Mile Hill Road to the point of beginning.

Containing 3.5 acres, more or less, and being shown as Lot 2 on a plan of land dated December 8, 1971, and recorded with Worcester District Registry of Deeds as Plan 57 in Plan Book 358.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Mile Hill Road which may be held by the supposed owner, and being the same premises described in a deed from Paul N. Pierce to Clifford E. Spaulding, dated December 28, 1971, and recorded with said Deeds in Book 5185, Page 208, and as more particularly shown on a plan entitled "Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed Management, Boylston (Worcester County) Massachusetts, Land Taking Plan for Watershed Protection", prepared by C.T. Male Associates, P.C., dated June 1992, which plan shall be recorded with said Deeds and made a part of this order.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNER	AWARD
Clifford E. Spaulding	$ 70,000.00

The Commission further V O T E D: to approve an award of damages in the amount of $70,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $72,000.00.

1. Report of Mr. Gray, June 3, recommending that the Commission adopt an Order of Taking for acquisition of approximately 7.5 acres of and owned by Charles L. Smith, et ux, located in the Town of Hubbardston, Massachusetts, and to approve an award of damages in the amount of $70,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $72,000.00. (Funding available under Section 3 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 7.5 acres of and owned by Charles L. Smith, et ux, located in the Town of Hubbardston, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, Mass, June 4, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Hubbardston in the County of and Commonwealth of Massachusetts, namely:

A certain tract of land situated in the southerly part of Hubbardston, bounded and described as follows:

Beginning at the southerly corner thereof at a stake and stones, it being the southwesterly corner of land formerly of N. A. Clark; thence N. 10 2/3 degrees W. 40 rods by said Clark land to another corner on the line of land formerly of William Stowe; thence N. 70 1/2 degrees E. by said Stowe land 36 rods and 3 links to an angle; thence N. 48 2/3 E. 7 rods and 4 links to the middle of the meadow brook; thence down said brook in the middle thereof to the side line of of said Clark land and land formerly of Achsah McFarland; thence S. 59 degrees 35' W. 43 rods and 16 links to the first mentioned bound, containing 8 1/2 acres, more or less.

Excluding from the above premises taken hereby, that portion of said tract conveyed to Harold E. Savage by Hattie N. Hodgman by deed dated February 4, 1932, and described as follows: Beginning at other land of said Hodgman at a stone monument near Natty Brook, so-called; thence northwesterly in a straight line 10 rods to a stone monument; thence southerly in a straight line 31 rods to a stone monument at land of said Hodgman; thence northeasterly by said Hodgman land to the place of beginning, containing one acre, more or less.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and being the same premises described in a deed from Mary B. Smith, Trustee, to Charles L. Smith and Charlotte L. Smith, dated July 10, 1973, and recorded with Worcester District Registry of Deeds in Book 5632, Page 229.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNERS	AWARD
Charles L. Smith and Charlotte L. Smith	$ 70,000.00

The Commission further V O T E D: to approve an award of damages in the amount of $70,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $72,000.00.

1. Report of Mr. Gray, June 3, recommending that the Commission adopt an Order of Taking for acquisition of approximately 87 acres of land owned by Mary C. Kocinski, et al, located in the Town of New Salem, Massachusetts, and to approve an award of damages in the amount of $150,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $154,000.00. (Funding available under Section 3 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 87 acres of land owned by Mary C. Kocinski, et al, located in the Town of New Salem, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, Mass, June 4, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of New Salem in the County of Franklin and Commonwealth of Massachusetts, namely:

Two certain parcels of land in New Salem, Franklin County, Massachusetts, bounded and described as follows:

Parcel 1.

East by land formerly of Betsey Crowl and land formerly of Proctor Whittaker;
South by land now or formerly of Russell and the highway now or formerly called Lovers Lane;
West by land now or formerly of Henry A. Congswell;
North by land now or formerly Simeon Dudley and now or formerly of Thomas F. Reddy, and containing 37 acres of land, more or less.

Parcel 2.

Beginning at the northwest corner thereof, at a stake and stone at the northeast corner of the home farm now or late of Henry A. Congswell;
Thence easterly by land now or late of Stowell, formerly of McGibney, to the road leading from New Salem to Millington and to a stake and stone;

Thence	easterly by said road to land now or late of Edgar A. Wood to a stake and stone near a chestnut tree;
Thence	westerly by said land now or late of said Wood, to land now or late of Frank Fitts to a stake and stone;
Thence	westerly by said land now or late of Frank Fitts, formerly of Charles Chandler, to a stake and stone near a large oak tree at said land of the home farm of said Henry A. Congswell;
Thence	northerly by land now or late of said Henry A. Congswell to the place of beginning, and containing 50 acres of land, more or less.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in said roads which may be held by the supposed owners, and being the same premises described as the Second Parcel and the Third Parcel, respectively, in a deed from William V. Albert, et ux, to William V. Albert, dated June 24, 1963, and recorded with Franklin County Registry of Deeds in Book 1156, Page 454, and being more particularly shown on a plan entitled "Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed Management, New Salem (Franklin County), Massachusetts", prepared by Greenman-Pedersen, Inc., dated June 1992, which plan shall be recorded with said Deeds and made a part of this order.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

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The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNERS	AWARD
Mary C. Kocinski, Grace A. Albert, William V. Albert, Jr., and Roderick A. Albert	$ 150,000.00

The Commission further V O T E D: to approve an award of damages in the amount of $150,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $154,000.00.

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1. Report of Mr. Gray, June 3, recommending that the Commission adopt an Order of Taking for acquisition of approximately 18.8 acres of land owned by Allan R. Hatstat, et ux, located in the Town of Rutland, Massachusetts, and to approve an award of damages in the amount of $57,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $59,000.00. (Funding available under Section 3 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 18.8 acres of land owned by Allan R. Hatstat, et ux, located in the Town of Rutland, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, Mass., June 4, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Rutland in the County of Worcester and Commonwealth of Massachusetts, namely:

A certain parcel of land located in Rutland, Worcester County, Massachusetts, bounded and described as follows:

BEGINNING at a stone bound 460 feet more or less from the westerly side of Davis Road at the land now or formerly of Allan R. and Mary E. Hatstat;
THENCE along the land of said Hatstat and land now or formerly of Wayne R. and Elizabeth A. Handy N. 81 degrees 15' 01" W., 377.73 feet through a drill hole to the centerline of the Ware River;
THENCE southwest along the centerline of the Ware River 492 feet more or less, to land of the Commonwealth of Massachusetts;
THENCE S. 30 degrees 20' 28" E., 366.47 feet to a point;
THENCE S. 56 degrees 50' 28" E., 129.00 feet to a point;
THENCE S. 20 degrees 20' 30" E., 171.00 feet to a drill hole in a stone wall;
THENCE S. 74 degrees 46' 34" E., 26.98 feet along the stone wall to a drill hole;
THENCE S. 80 degrees 09' 14" E., 144.06 feet still along the stone wall to a drill hole;
THENCE S. 80 degrees 31' 43" E., 40.04 feet still along the stone wall to a drill hole;

THENCE S. 79 degrees 21' 00" E., 213.24 feet still along the stone wall to a drill hole in the end of the stone wall;

THENCE S. 83 degrees 15' 54" E., 342.80 feet along the remnants of a wire fence to a drill hole in the end of a stone wall;

THENCE S. 82 degrees 39' 21" E., 341.94 feet along the stone wall to a drill hole at the intersection of two stone walls; the last nine (9) courses being by land of the Commonwealth;

THENCE N. 03 degrees 12' 59" W., 399.28 feet along land of the Commonwealth and land now or formerly of Frederick and Dorothy Morrill to an iron pipe at land now or formerly of Walter R. and Irene M. Lapoint;

THENCE S. 85 degrees 20' 52" W., 65.97 feet still along the stone wall to an iron pipe;

THENCE S. 50 degrees 28' 56" W., 383.17 feet along the stone wall to a drill hole at land now or formerly of said Hatstat; the last two (2) courses by land of said Lapoint;

THENCE S. 59 degrees 29' 25" W., 422.70 feet to a stone bound;

THENCE S. 30 degrees 30' 35" W., 281.51 feet to a stone bound;

THENCE N. 02 degrees 08' 35" W., 440.51 feet to the point of beginning; the last three (3) courses by land of said Hatstat.

Containing 18.8 acres, more or less, and being shown on a plan entitled "Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed Management, Rutland (Worcester County), Massachusetts, Land Taking Plan for Watershed Protection", prepared by Howe Surveying Associates, Inc., dated June 30, 1991, which plan shall be recorded with Worcester District Registry of Deeds and made a part of this order.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and being a portion of the same premises described in a deed from Lollie A. Bashaw to Allan R. Hatstat and Mary E. Hatstat, dated July 22, 1985, and recorded with said Deeds in Book 10036, Page 251.

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AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNERS	AWARD
Allan R. Hatstat and Mary E. Hatstat	$ 57,000.00

The Commission further V O T E D: to approve an award of damages in the amount of $57,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $59,000.00.

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1. Report of Mr. Gray, June 3, recommending that the Commission adopt an Order of Taking for acquisition of approximately 39 acres of land owned by Walter A. Kistler, et ux, located in the Town of West Boylston, Massachusetts, and to approve an award of damages in the amount of $135,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $139,000.00. (Funding available under Section 3 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 39 acres of land owned by Walter A. Kistler, et ux, located in the Town of West Boylston, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, Mass., June 4, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of West Boylston in the County of Worcester and Commonwealth of Massachusetts, namely:

A certain parcel of land in West Boylston, Worcester County, Massachusetts, situated on the northerly side of Temple Street (Route 140) and easterly of the Boston and Maine Railroad track, more particularly bounded and described as follows:

BEGINNING at a point on the northerly layout line of Temple Street at property now or formerly of the New England Power Company, at or near the eastern edge of an abandoned twenty-five-foot right-of-way as shown on a plan dated August 20, 1973, and recorded with Worcester District Registry of Deeds as Plan 86 in Plan Book 387;

THENCE N. 34 degrees 56' 40" E., 178.57 feet, more or less, to a point;
THENCE N. 32 degrees 06' 10" W., 486.63 feet, more or less, to a stone bound;
THENCE N. 57 degrees 53' 50" E., 370 feet, more or less, to a point;
THENCE N. 32 degrees 31' 40" W., 779.78 feet, more or less, to a point at a corner of lands of the New England Power Company and Walter A. and Joyce B. Kistler and the Commonwealth of Massachusetts, the last four (4) courses being by lands of said Kistler and said Company;

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THENCE N. 54 degrees 35' 05" E., 211.21 feet, more or less, to a stone monument;

THENCE N. 23 degrees W., 686 feet, more or less, to a stone monument;

THENCE N. 59 degrees 45' E., 149 feet, more or less, to a stone monument;

THENCE continuing on the same bearing 677 feet, more or less, to a stone monument;

THENCE S. 02 degrees E., 384 feet, more or less, to a stone monument;

THENCE S. 02 degrees 30' E., 312 feet, more or less, to a stone monument;

THENCE S. 02 degrees 28' E., 200 feet, more or less, to a stone monument;

THENCE 56 degrees 00' E., 1,192.9 feet, more or less, to a stone monument at land now or formerly of Wallace E. and Isabelle S. Baldarelli, the last eight (8) courses being by lands of said Kistler and the Commonwealth;

THENCE southwesterly by the line dividing lands of said Kistler and Baldarelli by two (2) courses totaling approximately 1,120 feet, to land of said Baldarelli;

THENCE continuing on the same bearing approximately 180 feet to an iron pin at a point within the boundary line of lands of said Kistler and said Baldarelli;

THENCE S. 39 degrees 14' 16" W., 175 feet, more or less, to a corner of lands of said Kistler and said Baldarelli and now or formerly of Vokes;

THENCE N. 61 degrees 01' 51" W., 22.36 feet, more or less, to a point;

THENCE S. 39 degrees 14' 16" W., 134.73 feet, more or less, to a point;

THENCE S. 8 degrees 56' 10" W., 25.54 feet, more or less, to a point on the northerly layout line of Temple Street, the last three (3) courses being by lands of said Kistler and Vokes;

THENCE westerly along the northerly layout line of Temple Street by a curve with a radius of 885.29 feet, a distance of 121.95 feet, more or less, to the point of beginning.

Containing 38.9 acres, more or less, as shown on a plan entitled "Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed Management, West Boylston (Worcester County), Massachusetts, Land Taking Plan for Watershed Protection", prepared by C.T. Male Associates, P.C., dated June 15, 1992, which plan shall be recorded with the Worcester District Registry of Deeds and made a part of this order.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Temple Street which may be held by the supposed owners, and being the same premises as remaining from that property described in a deed from Samuel S. Kistler, et ux, to Walter A. Kistler, et ux, dated March 26, 1970, and recorded with said Deeds in Book 5028, Page 164, and in a deed from the New England Power Company to Walter A. Kistler, et ux, dated January 13, 1976, and recorded with said Deeds in Book 5939, Page 181, expressly taking hereby all that property now owned by said Walter A. Kistler and Joyce B. Kistler on the northeasterly side of Temple Street (Route 140).

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

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The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNERS	AWARD
Walter A. Kistler and Joyce B. Kistler	$ 135,000.00

The Commission further V O T E D: to approve an award of damages in the amount of $135,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $139,000.00.

1. Report of Mr. Gray, June 3, recommending that the Commission adopt an Order of Taking for acquisition of approximately 14 acres of land owned by Irene M. Gladys located in the Town of Sterling, Massachusetts, and to approve an award of damages in the amount of $315,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Section 6, 12 and 39, not to exceed the amount of $323,000.00. (Funding available under Section 3 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 14 acres of land owned by Irene M. Gladys located in the Town of Sterling, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, Mass, June 4, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Sterling in the County of Worcester and Commonwealth of Massachusetts, namely:

Three certain parcels of land in Sterling, Worcester County, Massachusetts, situated off Greenland Road, Reed Road, and Princeton Road, bounded and described as follows:

Parcel 1. The premises known as and numbered 262 Princeton Road, and said to contain approximately 3 acres, being shown on Assessor's Map 50 as Parcel 26, and being the third tract of land described in a deed from Edward D. Roberts, et al, to Thurston Buck, et al, dated September 20, 1906, and recorded with Worcester District Registry of Deeds in Book 1840, Page 93, bounded

Southerly	by Greenland Road;
Easterly	by lands formerly of Levi May or Luther A. May;
Northerly	by Princeton Road; and
Westerly	by lands now or formerly of the Inhabitants of the Town of Sterling.

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Parcel 2. The premises known as and numbered 199-213 Greenland Road, and said to contain approximately 5 acres, being shown on Assessor's Map 50 as Parcel 21, and being the fourth tract of land described in the above referenced deed from Roberts, et al, to Buck, et al, recorded with said Deeds in Book 1840, Page 93, and specifically excluding herefrom that property shown as Parcels A and B on a plan dated March 8, 1979, and recorded with said Deeds as Plan 77 in Plan Book 461.

Parcel 3. The premises known as and numbered 16-22 Reed Road, and said to contain approximately 6 acres, being shown on Assessor's Map 50 as Parcel 20, and being that tract of land described in a deed from Ellen C. Howell to William S. Reed, dated April 22, 1876, and recorded with said Deeds in Book 984, Page 227, as follows:

BEGINNING at the northwesterly corner of said lot at a stake and stones by the road;
THENCE S. 48 1/2 degrees E. 34 rods and 20 links by land formerly of Joseph Higgins to a stake and stones at land formerly of Aaron G. Broad;
THENCE S. 67 1/2 degrees W. 32 1/2 rods to a stake and stones;
THENCE N. 6 degrees W. 14 rods and ten links to a stake and stones;
THENCE S. 55 1/2 degrees W. 20 rods and 20 links to stones by a post;
THENCE angling, northerly by said old road 41 rods and 15 links to the first mentioned bound.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Greenland Road, Reed Road and Princeton Road which may be held by the supposed owner.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNER	AWARD
Irene M. Gladys	$ 315,000.00

The Commission further V O T E D: to approve an award of damages in the amount of $315,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Section 6, 12 and 39, not to exceed the amount of $323,000.00.

1. Report of Mr. Gray, June 3, recommending that the Commission adopt an Order of Taking for acquisition of approximately 40 acres of land owned by the Estate of Whitner R. Parker located in the Town of Holden, Massachusetts, and to approve an award of damages in the amount of $204,200.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Section 6, 12 and 39, not to exceed the amount of $210,000.00. (Funding available under Section 3 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 40 acres of land owned by the Estate of Whitner R. Parker located in the Town of Holden, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, Mass., June 4, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Holden in the County of Worcester and Commonwealth of Massachusetts, namely:

A parcel of land situated on the northerly side of Quinapoxet Street in Holden, Worcester County, Massachusetts, described as follows:

BEGINNING at the southeast corner of the parcel at the northerly sideline of Quinapoxet Street, at land now or formerly of Armstrong,

THENCE running southwesterly 110.7 feet, more or less, along the northerly sideline of Quinapoxet Street to a point, at land now or formerly of Haddad;
THENCE northwesterly 151.2 feet, more or less, along said Haddad land to a point, at land now or formerly of Parker;
THENCE westerly 240 feet, more or less, along said land of Parker;
THENCE northwesterly 155 feet, more or less, along said land of Parker;
THENCE northerly 120 feet, more or less, along said land of Parker;
THENCE northerly 150 feet, more or less, along said land of Parker;
THENCE northeasterly 190 feet, more or less, along said land of Parker;

THENCE easterly 1,060 feet, more or less, along said land of Parker;

THENCE westerly 350 feet, more or less, along said land of Parker;

THENCE northwesterly 995 feet, more or less, along said land of Parker;

THENCE southwesterly 585 feet, more or less, along said land of Parker to a point, at the easterly sideline of land now or formerly of the Providence and Worcester Railroad, said point being 400 feet southwesterly from the intersection of the easterly sideline of said railroad land and the centerline of the Asnebumskit Brook;

THENCE northerly 495 feet, more or less, along the easterly sideline of said railroad land to a point at land now or formerly of the Boston and Maine Railroad;

THENCE S. 82 degrees 51' 26" E., 148.50 feet along said land of the Boston and Maine Railroad;

THENCE N. 67 degrees 38' 34" E., 519.75 feet along said land of the Boston and Maine Railroad, to a point at land of the Commonwealth of Massachusetts;

THENCE S. 33 degrees 21' 26" E., 143.88 feet along land of the Commonwealth to a point;

THENCE S. 80 degrees 51' 26" E., 297.00 feet along land of the Commonwealth to a point;

THENCE S. 58 degrees 51' 26" E., 206.25 feet along land of the Commonwealth to a point;

THENCE S. 24 degrees 51' 26" E., 151.14 feet along land of the Commonwealth to a point;

THENCE N. 83 degrees 18' 53" E., 1,089.00 feet along land of the Commonwealth to a point;

THENCE S. 15 degrees 14' 06" E., 475.99 feet along land of the Commonwealth to a stone wall;

THENCE S. 13 degrees 26' 38" E., 126.06 feet along land of the Commonwealth and along a stone wall to a point at the top of the bank on the northerly side of the Asnebumskit Brook;

THENCE southerly 10 feet, more or less, along land of the Commonwealth to a point at the centerline of the Asnebumskit Brook and land now or formerly of Uppstrom;

THENCE southerly 195 feet, more or less, along said land of Uppstrom to a point at land now or formerly of Manchester;

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THENCE westerly 614.50 feet, more or less, along said land of Manchester, and along lands now or formerly of Dean, of Wood, of Bocian, and of Riccardi to a point at the centerline of the Warren Tannery Brook;

THENCE southwesterly and southerly 998.25 feet, more or less, along said land of Riccardi and along lands now or formerly of Achorn, of DiPerrio, and of Knowlton along the centerline of the Warren Tannery Brook to a point at land now or formerly of Griffin;

THENCE westerly 215 feet, more or less, along said land of Griffin;

THENCE southeasterly 817.54 feet, more or less, along said land of Griffin and land now or formerly of Armstrong to the point of beginning.

Containing approximately 40 acres of land, and being shown on a plan entitled "Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed Management, Holden (Worcester County), Massachusetts, Land Taking Plan for Watershed Protection", prepared by Merrimack Engineering Services, dated June 4, 1992, which plan shall be recorded with the Worcester District Registry of Deeds and made a part of this order.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Quinapoxet Street which may be held by the supposed owners, and being a portion of the same premises described as Parcel 1 in a deed from Judith E. Parker to Whitner R. Parker, dated September 28, 1983, and recorded with said Deeds in Book 7984, Page 2.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNERS	AWARD
The heirs, devisees, successors and assigns of Whitner R. Parker	$ 204,200.00

The Commission further V O T E D: to approve an award of damages in the amount of $204,200.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Section 6, 12 and 39, not to exceed the amount of $210,000.00.

1. Report of Mr. Gray, June 3, recommending that the Commission adopt an Order of Taking for acquisition of approximately 79 acres of land owned by Bruce Hosmer, et al, located in the Town of Rutland, Massachusetts, and to approve an award of damages in the amount of $100,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $103,000.00. (Funding available under Section 3 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: adopt an Order of Taking for acquisition of approximately 79 acres of land owned by Bruce Hosmer, et al, located in the Town of Rutland, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, Mass., June 4, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Rutland in the County of Worcester and Commonwealth of Massachusetts, namely:

A certain parcel of land in Rutland, Worcester County, Massachusetts, bounded and described as follows:

BEGINNING at the northwesterly corner thereof at land now or formerly of Haynes and Wheeler;
THENCE N. 41 1/2 degrees E. 43 rods and 2 links to land now or formerly of Cody;
THENCE S. 86 degrees E. 83 rods and 12 links to land now or formerly Miles;
THENCE S. 32 degrees E. 56 rods and 5 links;
THENCE S. 22 1/2 degrees E. 33 rods;
THENCE S. 10 degrees W. 25 rods and 6 links;
THENCE S. 30 1/2 degrees W. 11 rods;
THENCE N. 33 degrees W. 3 rods and 8 links;
THENCE S. 32 1/2 degrees W. 4 rods and 3 links;
THENCE S. 2 1/2 degrees W. 7 rods and 20 links;
THENCE N. 87 1/4 degrees W. 97 rods and 8 links;
THENCE N. 27 1/4 degrees W. 41 rods and 15 links;
THENCE N. 28 degrees W. 20 rods;
THENCE N. 26 1/2 W. 40 rods to the place of beginning.

Excepting from the above described premises, that land bounded and described as follows:

BEGINNING at the northwesterly corner of the above described premises and running along the line between said premises and other land now or formerly of said Haynes and Wheeler, 9 rods to a bound;
THENCE running easterly by a stone wall 26 rods crossing a brook to a bound;
THENCE southerly 6 rods to the south line of the above described premises;
THENCE westerly about 26 rods to the place of beginning.

Also excepting from the premises hereby taken, that land described in an order of taking by the Commonwealth of Massachusetts, dated August 26, 1927, and recorded with Worcester District Registry of Deeds in Book 2447, Page 461.

Meaning and intending to take hereby the above premises, said to contain approximately 79 acres, howsoever the same may be bounded and described, and being the same premises described in a deed from Francis Hosmer to Frederick Hosmer, dated March 22, 1901, and recorded with said Deeds in Book 1681, Page 561, and being more particularly shown on a plan entitled "Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed Management, Rutland (Worcester County), Massachusetts, Land Taking Plan for Watershed Protection", prepared by C.T. Male Associates, P.C., dated June 1992, which plan shall be recorded with said Deeds and made a part of this order.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

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The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNERS	AWARD
Bruce Hosmer and Ralph Hosmer	$ 100,000.00

The Commission further V O T E D: to approve an award of damages in the amount of $100,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $103,000.00.

1. Report of Mr. Gray, June 3, recommending that the Commission adopt an Order of Taking for acquisition of approximately 45 acres of land owned by Patricia Coupal located in the Town of Rutland, Massachusetts, and to approve an award of damages in the amount of $160,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Section 6, 12 and 39, not to exceed the amount of $165,000.00.
(Funding available under Section 3 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 45 acres of land owned by Patricia Coupal located in the Town of Rutland, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, Mass, June 4, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Rutland in the County of Worcester and Commonwealth of Massachusetts, namely:

A certain parcel of land in Rutland, Worcester County, Massachusetts, situated on Charnock Hill Road and bounded and described as follows:

NORTHERLY	by lands now or formerly of McCarthy, Strong Wheeler;
WESTERLY	by lands now or formerly of said Wheeler and Hunt;
EASTERLY	by land now or formerly of Dean; and
SOUTHERLY	by lands now or formerly of Hosmer, Lord and Dodge, and being the same premises conveyed by Richard Cody, et al, to Kate E. Myers, by deed dated March 4, 1902, and recorded with Worcester District Registry of Deeds in Book 1710, Page 487.

Excepting therefrom the land conveyed by Kate E. Myers to Alvin B. Fisher by deed dated May 11, 1903, and recorded with said Deeds in Book 1748, Page 441.

Also excepting from the premises hereby taken, that land described in an order of taking by the Commonwealth of Massachusetts, dated August 26, 1927, and recorded with said Deeds in Book 2447, Page 461, and that land described in an order of taking by the Commonwealth of Massachusetts, dated

April 1, 1943, and recorded with said Deeds in Book 2883, Page 407.

Meaning and intending to take hereby the above premises, said to contain approximately 45 acres, howsoever the same may be bounded and described, and including any and all fee interest in Charnock Hill Road which may be held by the supposed owner, and being more particularly shown on a plan entitled "Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed Management, Rutland (Worcester County) Massachusetts, Land Taking Plan for Watershed Protection", prepared by C.T. Male Associates, P.C., dated June 1992, which plan shall be recorded with said Deeds and made a part of this order.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

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The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNER	AWARD
Patricia Coupal	$ 160,00.00

The Commission further V O T E D: to approve an award of damages in the amount of $160,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Section 6, 12 and 39, not to exceed the amount of $165,000.00.

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1. Report of Mr. Gray, June 3, recommending that the Commission adopt an Order of Taking for acquisition of approximately 12 acres of land owned by Sylvia A. Gray, et al, located in the Town of New Salem, Massachusetts, and to approve an award of damages in the amount of $72,500.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $74,000.00. (Funding available under Section 3 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 12 acres of land owned by Sylvia A. Gray, et al, located in the Town of New Salem, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, Mass, June 4, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of New Salem in the County of Franklin and Commonwealth of Massachusetts, namely:

A certain parcel of land in New Salem, Franklin County, Massachusetts, bounded and described as follows:

Beginning at the northeast corner thereof at land of Vera Richards, formerly the Merriam Place, so-called; thence southerly by land of the New Salem Academy and land formerly of John Perry to the southwest corner of the said described tract; thence easterly by land of said John Perry and land now or formerly of Bullard Bros. to a corner; thence to the road to the North Village; thence across the highway and northerly along said highway to an old road; thence along said old road to the Moosehorn Road, so-called; thence northwesterly along said Moosehorn Road, so-called, to a corner of land of Vera Richards, formerly of Franklin Hatstat; thence southwesterly along land of said Vera Richards to a corner; thence southwesterly to the highway first mentioned; thence along said highway to the first mentioned bound.

Excepting from the above premises that portion of said premises conveyed by deed of Dorothy W. Goyette a/k/a Dorothy I. Ward to Robert L. Ward and Carol M. Ward, dated June 27, 1983, and recorded with Franklin County Registry of Deeds in Book 1744, Page 241.

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Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in said roads which may be held by the supposed owners, and being the same premises described in a deed from Dorothy Ward Goyette to Sylvia A. Gray, et al, dated November 18, 1983, and recorded with Franklin County Registry of Deeds in Book 1784, Page 187.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNERS	AWARD
Gene A. Ward, Sylvia A. Gray, Deanne W. Yeransian and Robert L. Ward	$ 72,500.00

The Commission further V O T E D: to approve an award of damages in the amount of $72,500.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $74,000.00.

1. Report of Mr. Gray, June 3, recommending that the Commission adopt an Order of Taking for acquisition of approximately 30 acres of land owned by Mary Ann Peterson, et al, located in the Town of New Salem, Massachusetts, and to approve an award of damages in the amount of $96,500.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $99,000.00. (Funding available under Section 3 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 30 acres of land owned by Mary Ann Peterson, et al, located in the Town of New Salem, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, Mass. June 4, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of New Salem in the County of Franklin and Commonwealth of Massachusetts, namely:

Four certain parcels of land situated in New Salem, Franklin County, Massachusetts, described as follows:

First lot in Morse Village, so-called, containing four (4) acres, more or less, known as the Weaver Lot, conveyed by Louisa J. Herrick to William and Robert Bullard, by deed recorded with Franklin County Registry of Deeds in Book 584, Page 119.

Second lot, containing four and one-half (4 1/2) acres, known as the Gibson Lot.

Third lot, containing thirteen (13) acres, known as the Eva Haskell Lot.

Fourth lot, containing thirteen acres, more or less, known as the White Lot.

The last three lots are described as Tracts 3, 4 and 5 in a conveyance from George J. S. McKenna to William Bullard, et al, by deed recorded with said Deeds in Book 863, Page 387.

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Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Moosehorn Road which may be held by the supposed owners, and being the same premises described in a deed from Ralph T. Adams, et ux, to Mary Ann Peterson, et al, datedJune 9, 1980, and recorded with Franklin County Registry of Deeds in Book 1619, Page 73.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNERS	AWARD
Mary Ann Peterson, Susan Harriet Adams, Joann Adams Deacon, Leann Elizabeth Adams and Ann Terry Adams	$ 96,500.00

The Commission further V O T E D: to approve an award of damages in the amount of $96,500.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $99,000.00.

1. Report of Mr. Gray, June 3, recommending that the Commission adopt an Order of Taking for acquisition of approximately 40 acres of land owned by Ronald J. Paquette, located in the Town of Holden, Massachusetts, and to approve an award of damages in the amount of $51,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $53,000.00.
(Funding available under Section 3 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 40 acres of land owned by Ronald J. Paquette, located in the Town of Holden, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, Mass, June 4, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Holden in the County of Worcester and Commonwealth of Massachusetts, namely:

A certain parcel of land situated north of Quinapoxet Street and the Asnebumskit Brook, west of Mill Street and south of the Wachusett-Coldbrook Tunnel (Quabbin Aqueduct) in said Holden, Worcester, Massachusetts, more particularly bounded and described as follows:

BEGINNING at the southeast corner of the property at a pile of stones, at lands now or formerly of Pettee, and at lands of the Commonwealth of Massachusetts, now or formerly of the Estates of J. Stanley Holt and Fred W. Holt;

THENCE N. 26 degrees 30' 13" E., 1,878.08 feet to a pile of stones at the northeast corner of the property, at a corner of lands now or formerly of Pettee, of Davenport, of the Commonwealth, and of said Holt Estates, this last course being by lands of said Pettee;

THENCE N. 43 degrees 32' 58" W., 813.96 feet to an iron pipe set in a pile of stones at a corner of land now of the Commonwealth, formerly of said Holt Estates;

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THENCE S. 45 degrees 51' 15" W., 712.89 feet to a pile of stones at another corner, at lands now or formerly of said Holt Estates, the last two courses being by lands of the Commonwealth, formerly of said Holt Estates;

THENCE S. 13 degrees 25' 54" W., 1,509.75 feet by lands of said Holt Estatesto a concrete MDC bound with a drill hole at other lands of the Commonwealth formerly held by said Holt Estates or formerly of Parker;

THENCE S. 62 degrees 24' 37" E., 660.00 feet to the place of beginning.

Containing approximately 39.337 acres as shown on a plan entitled "Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed Management, Holden (Worcester County), Massachusetts, Land Taking Plan for Watershed Protection", prepared by Merrimack Engineering Services, dated June 1992, which plan shall be recorded with the Worcester District Registry of Deeds and made a part of this order.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and being the same premises described in a deed from Paul S. Zottoli, et al, to Ronald J. Paquette, dated June 1, 1982, and recorded with said Deeds in Book 7484, Page 7.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNER	AWARD
Ronald J. Paquette	$ 51,000.00

The Commission further V O T E D: to approve an award of damages in the amount of $51,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $53,000.00.

1. Report of Mr. Gray, June 3, recommending that the Commission adopt an Order of Taking for acquisition of approximately 46 acres of land owned by Erving E. Carlson, et ux, located in the Town of Princeton, Massachusetts, and to approve an award of damages in the amount of $335,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $343,000.00. (Funding available under Section 3 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 46 acres of land owned by Erving E. Carlson, et ux, located in the Town of Princeton, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, Mass., June 4, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Princeton in the County of Worcester and Commonwealth of Massachusetts, namely:

A certain parcel of land in Princeton, Worcester County, Massachusetts, bounded and described as follows:

BEGINNING at a cement marker on the westerly side of the Town Road called Redemption Rock Trail also known as Route 140 at a point which is N. 8 1/2 degrees W. 240 feet from the Sterling-Princeton Town Line;

THENCE W. 8 1/2 degrees S. 1,780 feet, more or less, by land now or formerly of Russell G. Carlson, et ux;
THENCE N. 44 1/2 degrees E. 973.50 feet, more or less, to a point;
THENCE N. 13 degrees W. 1,056 feet, more or less, to a stone wall;
THENCE N. 51 2/3 degrees E. 445.50 feet, more or less, by a stone wall to a point;
THENCE S. 38 degrees E. 468.60 feet, more or less, to a point;
THENCE N. 51 1/2 degrees E. 346.5 feet, more or less, to a point on the westerly side of the Still River;
THENCE along Still River to Redemption Rock Trail;
THERNCE S. 8 1/2 degrees E. 1,200 feet, more or less, along Redemption Rock Trail to the point of beginning.

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Expressly excluding from the premises taken hereby, a certain parcel bounded and described as follows:

BEGINNING at a point in the westerly sideline of Redemption Rock Road (Route 140) in the center of the Stillwater River, thence running southerly by the sideline of Redemption Rock Road 130.5 feet, more or less, to a bound, said bound being the point of beginning, and also being the northeasterly corner of said parcel;

THENCE southerly by the sideline of said Road 500.00 feet to a bound;
THENCE westerly, 821.00 feet to a bound:
THENCE northerly, 727.54 feet to a bound;
THENCE easterly, 754.60 feet to a bound in the westerly sideline of said Road, at the point of beginning.

Containing 10.96 acres, more or less.

Meaning and intending to take hereby the above premises, said to contain approximately 45 acres, howsoever the same may be bounded and described, and including any and all fee interest in said Redemption Rock Trail or Road which may be held by the supposed owners, and being a portion of the same premises described in a deed from Lillian F. Blanchard, et al, to Erving E. Carlson, et ux, dated February 21, 1961, and recorded with Worcester District Registry of Deeds in Book 4175, Page 428, and being more particularly shown on a plan entitled "Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed Management, Princeton (Worcester County), Massachusetts", prepared by Schofield Brothers, Inc., dated June 18, 1992, which plan shall be recorded with Worcester District Registry of Deeds and made a part of this order.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNERS	AWARD
Erving E. Carlson and Dorothy A. Carlson	$ 335,000.00

The Commission further V O T E D: to approve an award of damages in the amount of $335,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $343,000.00.

1. Report of Mr. Gray, June 3, recommending that the Commission adopt an Order of Taking for acquisition of approximately 22.5 acres of land owned by B. A. Sundin & Son, Inc., located in the Town of Holden, Massachusetts, and to approve an award of damages in the amount of $150,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Section 6, 12 and 39, not to exceed the amount of $154,000.00. (Funding available under Section 3 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 22.5 acres of land owned by B. A. Sundin & Son, Inc., located in the Town of Holden, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, Mass, June 4, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Holden in the County of Worcester and Commonwealth of Massachusetts, namely:

A parcel of land situated off the northerly side of Tannery Drive in Holden, Worcester County, Massachusetts, described as follows:

BEGINNING at the northwesterly corner of the parcel, at a concrete bound at land of the Commonwealth of Massachusetts;

THENCE N. 87 degrees 05' 28" W., 1,254.00 feet along land of said Commonwealth to a pile of stones;
THENCE S. 50 degrees 02' 34" W., 337.55 feet along said Commonwealth land to a pile of stones;
THENCE S. 07 degrees 40' 42" W., 495.10 feet along said Commonwealth land to a concrete bound;
THENCE southerly 10 feet, more or less, along said Commonwealth land to the centerline of the Asnebumskit Brook, and land now or formerly of Gordon and Wailat;
THENCE northwesterly and southwesterly 1,670 feet, more or less, along land now or formerly of Gordon and Wailat, of Paharik, and Tannery Drive, along the centerline of Asnebumskit Brook to the intersection of the westerly sideline of Tannery Drive;

THENCE southerly 90 feet, more or less, along the westerly sideline of Tannery Drive to a point at land now or formerly of Stevens;

THENCE westerly 133.75 feet, more or less, along land now or formerly of Stevens to a point at land now or formerly of Hummon;

THENCE northerly 54.72 feet, more or less, along land of said Hummon to a point;

THENCE westerly 10 feet, more or less, along land of said Hummon to a point at land now or formerly of Uppstrom;

THENCE northerly 120 feet, more or less, along land of said Uppstrom to the centerline of Asnebumskit Brook, at land of said Commonwealth;

THENCE northwesterly 10 feet, more or less, along said Commonwealth land to a point;

THENCE N. 20 degrees 05' 33" E., 1,023.00 feet along said Commonwealth land to the point of beginning.

Containing 20.5 acres, more or less, and as shown on a plan entitled "Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed Management, Holden (Worcester County), Massachusetts, Land Taking Plan for Watershed Protection", prepared by Merrimack Engineering Services, dated June 4, 1992, which plan shall be recorded with Worcester District Registry of Deeds and made a part of this order.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Tannery Drive which may be held by the supposed owner, and being the same premises described in a deed from S.H.S., Inc., to B.A. Sundin & Son, Inc., dated June 4, 1992, and recorded with said Deeds in Book 5506, Page 241.

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AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNER	AWARD
B.A. Sundin & Son, Inc.	$ 150,000.00

The Commission further V O T E D: to approve an award of damages in the amount of $150,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Section 6, 12 and 39, not to exceed the amount of $154,000.00.

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1. Report of Mr. Gray, June 3, recommending that the Commission adopt an Order of Taking for acquisition of approximately 2.4 acres of land owned by Barry R. Chase, et ux, located in the Town of Sterling, Massachusetts, and to approve an award of damages in the amount of $85,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Section 6, 12 and 39, not to exceed the amount of $87,500.00.
(Funding available under Section 3 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: adopt an Order of Taking for acquisition of approximately 2.4 acres of land owned by Barry R. Chase, et ux, located in the Town of Sterling, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, Mass., June 4, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Section 117 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for watershed preservation, protection and operation purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Town of Sterling in the County of Worcester and Commonwealth of Massachusetts, namely:

A certain parcel of land located on Princeton Road (Route 62) in the Town of Sterling, Worcester County, Massachusetts, bounded and described as follows:

BEGINNING at a bound on the easterly sideline of said Princeton Road approximately 400 feet northerly from Burpee Road;
THENCE northerly 400.31 feet to a Worcester County Highway bound;
THENCE northerly on a curve to the left having a radius of 525.51 feet, an arc length of 33.46 feet, and a central angle of 3 degrees 38' 53" to a point on the Sterling/Princeton town line;
THENCE easterly along said town line 257.25 feet to a gun barrel as shown on a plan recorded with Worcester District Registry of Deeds in Plan Book 515, Page 85;
THENCE southerly by land now or formerly of Simpson 415.28 feet to a bound;
THENCE westerly by the remaining land of Barry R. Chase and Elizabeth H. Chase 249.40 feet to the point of beginning.

Containing approximately 2.457 acres, and being shown on a plan entitled "Commonwealth of Massachusetts, Metropolitan District Commission, Division of Watershed Management, Sterling (Worcester County), Massachusetts", prepared by Schofield Brothers, Inc., dated June 24, 1992, which plan shall be recorded with said Deeds and made a part of this order.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, and including any and all fee interest in Princeton Road which may be held by the supposed owners, and being a portion of the premises described in a deed from James E. Simpson, et al, to Barry R. Chase, et ux, dated January 24, 1984, and recorded with said Deeds in Book 8064, Page 246.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land.

The Commission awards damages sustained by the supposed owners of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNERS	AWARD
Barry R. Chase and Elizabeth H. Chase	$ 85,000.00

The Commission further V O T E D: to approve an award of damages in the amount of $85,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Section 6, 12 and 39, not to exceed the amount of $87,500.00.

1. Report of Mr. Gray, June 3, recommending that the Commission adopt an Order of Taking for acquisition of approximately 20 acres of land owned by Consolidated Rail Corporation, located in the City of Boston and the Town of Milton, Massachusetts, and to approve an award of damages in the amount of $530,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $539,000.00.
(Funding available under Section 3 of Chapter 564 of the Acts of 1987 - Open Space Bond).
The Commission V O T E D: to adopt an Order of Taking for acquisition of approximately 20 acres of land owned by Consolidated Rail Corporation, located in the City of Boston and the Town of Milton, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, Mass, June 4, 1992.

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 564 of the Acts of 1987, and Sections 33 and 79 of Chapter 92 of the General Laws, and acts in amendment thereof or in addition thereto and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take in fee for park and reservation and protection of open space purposes, under the provisions of Chapter 79 of the General Laws, in the name and behalf of the Commonwealth of Massachusetts, the following described land situated in the Dorchester District of the City of Boston in the County of Suffolk, and in the Town of Milton in the County of Norfolk, and Commonwealth of Massachusetts, namely:

An abandoned railroad right-of-way containing 20 acres, more or less, extending approximately 2.2 miles, and comprising a portion of the Old Colony Railroad South Shore Milton Branch Line, as identified in the records of the United States Railway Association as Line Code 4181, and known as the Milton Secondary Track, originating in Suffolk County at land of the Commonwealth of Massachusetts off the westerly sideline of Neponset Avenue, passing through Dorchester and Neponset, leaving Suffolk County and entering Norfolk County at a crossing of the Neponset River west of Medway Street, and ending at land of the Commonwealth of Massachusetts beyond the westerly sideline of Central Avenue, extending westerly of Valuation Station 0+0 to easterly of Valuation Station 120+22.74, all as shown on Railroad Valuation Map No. V 5 24-25, Sheets 1, 2 and 3, on file with said Commission.

Meaning and intending to take hereby the above premises, howsoever the same may be bounded and described, including all right, title and interest held by Consolidated Rail Corporation in and to the premises, and including any and all fee and easement interests in the roads and ways incorporated within and appurtenant to the subject premises which may be held by the supposed owner, and being all the

real property lying in, under, above, along, contiguous to, adjacent to or connecting to such line. Being a portion of the same premises conveyed to the Consolidated Rail Corporation by deed of Robert W. Blanchette, et al, as Trustees of the Property of Penn Central Transportation Company, dated March 30, 1976, and recorded with Suffolk County Registry of Deeds in Book 9091, Page 153.

Expressly granting hereby, an easement solely for driveway purposes to VRT Corporation, its successors or assigns, formerly the lessee under an agreement with Consolidated Rail Corporation, Rent Account No. 53-23442, dated March 6, 1989, said easement area located at the westerly sideline of Hallet Street and containing approximately 1,500 square feet.

Also expressly granting hereby, an easement solely for parking purposes to A & L Realty Trust, its successors or assigns, formerly the lessee under an agreement with Consolidated Rail Corporation, Rent Account No. 53-23442, dated February 16, 1988, said easement area located at the westerly sideline of Granite Avenue and containing approximately 5,580 square feet of land. The additional area formerly leased by said grantee under an agreement with said Corporation, Rent Account No. 53-23518, dated September 30, 1991, is intentionally omitted from the grant of easement hereunder.

No other rights, either express or implied, are hereby granted to the above grantees, nor is any use permitted hereunder solely than that use so stated.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water, sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said lands, and excluding all easements of record on, over, under, across and through said land.

There is expressly reserved to Consolidated Rail Corporation, the owner of said premises, for a period of four (4) months subsequent to the date of the recording of this taking, the right to remove any and all rail, ties and track material remaining on the premises.

The concurrence of the Park and Recreation Commissioners of both the City of Boston and the Town of Milton, pursuant to section 79 of Chapter 92 of the General Laws, as amended, is attached hereto and made a part hereof.

The Commission awards damages sustained by the supposed owner of the land hereinabove mentioned by reason of said taking, in the following sum:

OWNER	AWARD
Consolidated Rail Corporation	$ 530,000.00

The Commission further V O T E D: to approve an award of damages in the amount of $530,000.00, and a total payment of such damages and costs as required under General Laws, Chapter 79, Sections 6, 12 and 39, not to exceed the amount of $539,000.00.

1. At this point, on the recommendation of Associate Commissioner Elkort, the Commission commended Mr. Gray and his staff for their outstanding efforts in completing the 1992 land acquisition program.

The following matter was placed on the agenda for the information of the Commission:

2. The following schedules were approved for payment by the Commissioner during the period from May 18, 1992 to May 25, 1992.

Expenditures $360,347.65

Adjourned at 12:30 p.m., to meet on Thursday, June 18, 1992 at 10:00 a.m.

William F. Auslin
Secretary

Record of the Three Thousand Six Hundred and Thirteenth (3613th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, June 18, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Elkort, Landers and Settles.

The Records of the Commission Meeting held on May 21, 1992, were read and approved.

The Secretary submitted for signature the following papers which were signed by the Commissioner and three Associate Commissioners:

1. Amendment, dated June 18, 1992, to Contract-Agreement with PSI/CWB Associates, Inc., for Inspection and Testing of Concrete, Bituminous, Soils, Paint, Etc.

2. Amendment, dated June 18, 1992, to Contract-Agreement No. WM89-014-S1A, with GEI Consultants, Inc., for Emergency Action Plan, Wachusett Dam.

3. Amendment, dated June 18, 1992, to Contract-Agreement No. WM92-001-X1A, with Revet Laboratories, Inc., for Laboratory Services.

4. Contract No. P92-1643-M1A, dated June 18, 1992, with Coviello Electric and General Contracting Co., Inc., for Electrical Maintenance Work at Sports Facilities and Recreational Areas of the Metropolitan Parks System, FY93 and FY94.

5. Contract No. P82-0A04-C2A, dated June 18, 1992, with D. F. Frangioso & Co., Inc./D & R Equipment Co., for Phase II Repairs to Mother Brook Dam, Dedham.

6. Amendment, dated June 18, 1992, to Contract-Agreement No. PL92-004-S1A, with Merrimack Engineering Services, Inc., for Charles River Encroachment Survey.

Action was taken upon the following matters relating to the Engineering and Construction Division:

7. Report of Messrs. Faucher and Jackson, May 28, recommending the following on Contract No. P88-1541-C1A, with Ledgewood Construction Co., Inc., for Reconstruction of Ventura Playground, Neponset River Reservation, Dorchester -
(a) That work be accepted as completed as of May 7, 1992.
(b) That Estimate No. 8 (Final), in the amount of $17,556.00, be approved for payment.
(c) That reserve in the amount of $16,509.59, be approved for payment.
(Basis of Award - $324,080.00)
(Amount to Date - $330,191.71)
(Contract Administration Rating - 4.50)
(EEO Compliance - 5.00)
The Commission V O T E D: that the work of Ledgewood Construction Co., Inc., Contractor under Contract No. P88-1541-C1A, for Reconstruction of Ventura Playground, Neponset River Reservation, Dorchester, be and hereby is accepted as completed as of May 7, 1992.
The Commission further V O T E D: to approve Estimate No. 8 (Final), in the amount of $17,556.00, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $16,509.59, for payment.

8. Report of Messrs. Faucher and Giella, May 22, recommending approval of the request of the Contractor for Extra Work Order No. 3, in the amount of $2,984.02, for raising the pathway elevation to alleviate possible flooding, on Contract No. P85-1342-C1A, with C. J. Mabardy, Inc., for Construction of Riverwalk Park, Waltham.
Account No. 2449-7350.
The Commission V O T E D: to approve Extra Work Order No. 3, in the amount of $2,984.02.

1. Report of Messrs. Faucher and Kelley, May 27, recommending the following on Contract No. P88-1546-C2A, with C. J. Mabardy, Inc., for Alewife Brook Clean-Up, Phase II, Arlington -
(a) That work be accepted as completed as of May 15, 1992.
(b) That Estimate No. 5 (Final), in the amount of $4,655.00, be approved for payment.
(c) That reserve, in the amount of $3,183.03, be approved for payment.
(Basis of Award - $53,700.00)
(Amount to Date - $63,660.67)
(Contract Administration Rating - 4.00)
(EEO Compliance - 2.80)
The Commission V O T E D: that the work of C. J. Mabardy, Inc., Contractor under Contract No. P88-1546-C2A, for Alewife Brook Clean-Up, Phase II, Arlington, be and hereby is accepted as complete as of May 15, 1992.
The Commission further V O T E D: to approve Estimate No. 5 (Final), in the amount of $4,655.00, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $3,183.03, for payment.

2. Report of Messrs. Faucher and Higgott, May 21 recommending the following on Contract-Agreement No. P82-1079-D1A, with McGinley Hart and Associates, for Repair at Seawalls and Restoration of Pavilions and Bandstand, Revere Beach Reservation -
(a) That work be accepted as completed as of December 31, 1991.
(b) That Invoice No. 32 (Final), in the amount of $13,056.14, be approved for payment.
(c) That reserve, in the amount of $21,273.51, be approved for payment.
(Basis of Award - $498,709.00)
(Amount to Date - $777,348.21)
(Contract Administration Rating - 9.20 - with 10:00 being excellent)
The Commission V O T E D: that the work of McGinley Hart and Associates, Consultant under Contract-Agreement No. P82-1079-D1A, for Restoration of Pavilions and Bandstand, Revere Beach Reservation, be and hereby is accepted as completed as of December 31, 1992.
The Commission further V O T E D: to approve Invoice No. 32 (Final), in the amount of $13,056.14, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $21,273.51, for payment.

3. Report of Messrs. Faucher and Brooks, June 5, on bids for Maintenance of Refrigeration Systems Located within Skating Rinks of the Metropolitan Parks System, FY93 and FY94. Contract No. P92-1650-M1A. Account No. 2440-0010-NN.
(Messrs. Faucher and Brooks recommend acceptance of the only bid received, that of Lewis Refrigeration Co., of $604,800.00).
The Commission V O T E D: to accept the only bid, that of Lewis Refrigeration Co., of $604,800.00.

4. Report of Messrs. Faucher and Giella, June 5, on bids for Maintenance of Elevators at MDC Headquarters Building, FY93 and FY94. Account No. 2440-0010-LL.
(Messrs. Faucher and Giella recommend acceptance of the low bid, that of Armor Elevator Company, Inc., of $21,984.00).
The Commission V O T E D: to accept the lowest bid, that of Armor Elevator Company, Inc., of $21,984.00.

5. Report of Messrs. Faucher and Lenhardt, June 2, recommending Commission approval for posting the following restrictions on the Neponset River Bridge (MDC 896-069-101), Boston and Quincy -
1. Trucks restricted to the left and center lanes.
2. Posting the bridge for the following statutory loads -
2 Axle Type H Truck = 20 Tons
3 Axle Type 3 Truck = 25 Tons
5 Axle Type 3S2 Truck = 36 Tons
Messrs. Faucher and Lenhardt further request that the Metropolitan Police be authorized and directed to post the necessary regulatory signs.
The Commission V O T E D: Approved.

The Commission further V O T E D: to authorize and direct the Metropolitan Police to post the necessary regulatory signs.

1. Report of Messrs. Faucher and Machado, June 8, recommending approval of the request, of the Contractor for the following on Contract No. P87-1466-C2A, with New England Chain Link Fence Co., for Installation of Closure Gates, Guard Rail and Fences at Various Locations in the Metropolitan District -
(a) An extension of time from August 7, 1992 to December 7, 1992, to provide time for fabrication and installation of Item No. 114-010.
(b) Revision in quantities as follows -
Item No. 114-010 - Boston Pattern Fence - $200,000.00
Item No. 126-010 - Transportation Vehicle - $ 4,800.00
(At no additional Contract cost as there are sufficient unused quantities in other items to offset the revision).
The Commission V O T E D: to approve an extension of time, from August 7, 1992 to December 7, 1992, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.
The Commission further V O T E D: to approve the revision in quantities as recommended by Messrs. Faucher and Machado in their report of June 8, 1992.

2. Report of Messrs. Faucher and Arinella, June 9, on bids for Servicing, Maintaining and Repairing HVAC Systems at Locks, Draws and Dams - FY93 and FY94.
Account No. 2440-0010-NN.
(Messrs. Faucher and Arinella recommend acceptance of the low bid, that of P. J. Kennedy & Sons, Inc., of $61,536.00.)
The Commission V O T E D: to accept the lowest bid, that of P. J. Kennedy & Sons, Inc., of $61,536.00.

3. Report of Messrs. Faucher and Giella, June 11, recommending approval of the request of the Contractor for an extension of time from June 26, 1992 to September 30, 1992, on Contract No. P85-1342-C1A, with C. J. Mabardy, Inc., for Construction of Riverwalk Park, Waltham, due to additional work requested by the Commission; delays caused by inclement weather and the need to plant certain species during the fall.
The Commission V O T E D: to approve an extension of time from June 26, 1992 to September 30, 1992, as recommended by Messrs. Faucher and Giella in their report of June 11, 1992, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

4. Report of Messrs. Faucher and Lespasio, June 15, recommending approval of the request of the Contractor for an extension of time from June 30, 1992 to July 31, 1992 and revisions in quantities on -
Item No. 014-010 **$800.00**
New Granite Corner Blocks
Item No. 026-010 **$5,000.00**
Traffic Control Services
on Contract No. P87-1425-C4A, with Boston Building and Bridge, for Repairing/Replacing Bituminous Cement Concrete Sidewalks at Various Locations throughout the Metropolitan District.
(At no additional Contract cost as there are sufficient unused quantities in other items to offset the revisions).
The Commission V O T E D: to approve an extension of time from June 30, 1992 to July 31, 1992, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.
The Commission further V O T E D: to approve the revisions in quantities, as recommended by Messrs. Faucher and Lespasio in their report of June 15, 1992.

5. Report of Messrs. Faucher and Carrigan, June 16, recommending approval of an extension of time from June 30, 1992 to August 31, 1992 and revisions in quantities on -

Item No. 007-010 $62,000.00
Bituminous Concrete
Item No. 008-010 $ 6,500.00
Bituminous Concrete for Driveways and Patching
Item No. 033-010 $ 1,500.00
Monthly Transportation Vehicle No. 1
on Contract No. P84-1315-C7A, with D & R General Contracting, Inc., for Resurfacing Section of MDC Parkways, Various Locations. (At no additional Contract cost as there are sufficient unused quantities in other items to offset the revisions).
The Commission V O T E D: to approve an extension of time from June 30, 1992 to August 31, 1992, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.
The Commission further V O T E D: to approve the revisions in quantities, as recommended by Messrs. Faucher and Carrigan in their report of June 16, 1992.

1. Report of Messrs. Faucher and Baratta, June 18, recommending approval of an extension of time from June 30, 1992 to August 31, 1992, on Contract No. P84-1276-C2B, with Sciaba Construction Corp., for Neponset River Bridge Rehabilitation, due to late arrival of materials for joint replacement.
The Commission V O T E D: to approve an extension of time, from June 30, 1992 to August 31, 1992, as recommended by Messrs. Faucher and Baratta in their report of June 18, 1992, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

2. Report of Messrs. Faucher and Baratta, June 18, recommending approval of an extension of time from June 30, 1992 to October 15, 1992, on Contract No. P92-1628-C1A, with J. J. Phelan & Son Co., for 1992 Landscape Improvements, due to the need to complete project.
The Commission V O T E D: to approve an extension of time, from June 30, 1992 to October 15, 1992, as recommended by Messrs. Faucher and Baratta in their report of June 18, 1992, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

3. Report of Messrs. Faucher and Baratta, June 18, recommending approval of an extension of time from May 20, 1992 to June 19, 1992, on Contract No. P91-1604-C2A, with Nashoba Valley Aluminum Inc., d/b/a/ M & M Pool Company, for Installation of Swimming Pool Surface Coating, Weymouth, due to unanticipated problems with plumbing system.
The Commission V O T E D: to approve an extension of time, from May 20, 1992 to June 19, 1992, as recommended by Messrs. Faucher and Baratta in their report of June 18, 1992, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

4. Report of Messrs. Faucher and Baratta, June 18, recommending approval of an extension of time from June 30, 1992 to July 30, 1992, on Contract No. P90-1583-C1A, with L. V. Mawn Corporation, for Repairs to Powder Magazine Roof, Georges Island, due to the need for installation of additional materials, cleaning and painting.
The Commission V O T E D: to approve an extension of time, from June 30, 1992 to July 30, 1992, as recommended by Messrs. Faucher and Baratta in their report of June 18, 1992, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

5. Report of Messrs. Faucher and Baratta, June 18, recommending approval of an extension of time from June 30, 1992 to August 31, 1992, on Contract No. P90-1574-C1A, with Seaman Bratko Corporation for Furnishing and Installation of Storage Tanks, due

to the need to complete system.
The Commission V O T E D: to approve an extension of time, from June 30, 1992 to August 31, 1992, as recommended by Messrs. Faucher and Baratta in their report of June 18, 1992, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

1. Report of Messrs. Faucher and Baratta, June 18, recommending approval of an extension of time from June 8, 1992 to July 10, 1992, on Contract No. P92-1649-C1A, with Allied Weatherproofing Co., Inc., for Emergency Repairs to the Carson Beach Bathhouse, due to the need for additional repairs caused by vandalism.
The Commission V O T E D: to approve an extension of time, from June 8, 1992 to July 10, 1992, as recommended by Messrs. Faucher and Baratta in their report of June 18, 1992, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

Action was taken upon the following matters relating to the Watershed Management Division:

2. Report of Mr. McGinn, June 11, recommending that the Commission approve and authorize Commissioner Bhatti to execute a permit with the Boylston Water District and the Morningdale Water District of Boylston to Construct a Well and Pumping Station, in the Town of Boylston.
The Commission V O T E D: Approved.
The Commission further V O T E D: to authorize Commissioner Bhatti to execute a permit with the Boylston Water District and the Morningdale Water District of Boylston to Construct a Well and Pumping Station, in the Town of Boylston.

3. Report of Mr. McGinn and Miss Austin, June 10, recommending approval to amend the price schedule, on Contract-Agreement No. WM92-001-X1A, with Revet Laboratories, Inc., for Laboratory Services.
(Compensation for these services will remain unchanged at $25,000.00).
The Commission V O T E D: Approved.

Action was taken upon the following Various Matters:

4. Report of Mr. Wright, June 12, recommending approval and execution of Amendments to the following Land Survey Contract-Agreements, which extends time of performance from June 30, 1992 to July 31, 1992 -

Greenman Pederson, Inc.
Schofield Brothers, Inc.
C. T. Male Associates, P.C.
Merrimack Engineering Services, Inc.

(The Amendments will not result in an increase in Contract-Agreement compensation).
The Commission V O T E D: Approved.
The Secretary then submitted for signature Amendments, dated June 18, 1992, on Contract-Agreements with Greenman Pederson, Inc., Schofield Brothers, Inc., C. T. Male Associates, P.C., and Merrimack Engineering Services, Inc., which were signed by the Commissioner and three Associate Commissioners.

5. Report of Mr. Jewett, June 12, requesting approval and execution of an Amendment, increasing the total compensation from $3,650.00 to $5,000.00, on Contract-Agreement with Daniel F. Coughlin, C.P.A., for Accounting Services to Review Contractor Prequalification Applications, due to an increase in applicants for review this fiscal year. Account No. 2410-1000.
The Commission V O T E D: Approved.
The Secretary then submitted for signature Amendment, dated June 18, 1992, with Daniel F. Coughlin, C.P.A., which was signed by the Commissioner and three Associate Commissioners.

Action was taken upon the following matter relating to the Office of Planning:

1. Report of Mrs. O'Brien, June 15, submitting for approval and execution the Maintenance Agreement, with Harbor Point Apartments Company, Limited Partnership, for Old Harbor Park, Columbia Point, Dorchester.
The Commission V O T E D: Approved.
The Secretary then submitted for signature Maintenance Agreement, dated June 18, 1992, with Harbor Point Apartments Company, Limited Partnership, which was signed by the Commissioner and three Associate Commissioners.

The following matters were placed on the agenda for the information of the Commission:

2. The following schedules were approved for payment by the Commissioner during the period from May 25, 1992 to June 1, 1992.

Expenditures $1,350,148.10

3. The following schedules were approved for payment by the Commissioner during the period from June 1, 1992 to June 8, 1992.

Expenditures $528,574.94

Adjourned at 11:25 a.m., to meet on Thursday, June 25, 1992 at 10:00 a.m.

William J. Cheshire
Secretary

Record of the Three Thousand Six Hundred and Fourteenth (3614th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, June 25, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort and Settles.

The Records of the Commission Meeting held on May 28, 1992, were read and approved.

The Secretary submitted for signature the following papers which were signed by the Commissioner and three Associate Commissioners:

1. Contract No. P92-1645-M1A, dated June 25, 1992, with Electronic Service Co. of America d/b/a ESCOA, for Electronic & Sound System Maintenance & Repair Work at Various Sports Facilities & Recreational Areas of the Metropolitan Parks System, FY 93 and FY 94.

2. Contract No. P92-1635-M1A, dated June 25, 1992, with Markings, Inc., for Installation of Reflectorized Pavement Markings on Parkways and Roadways of the Metropolitan District Commission - Various Locations.

3. Contract-Agreements, dated June 25, 1992, for Rain Gauge Observer Services, at a cost of $180.00 per Observer, Fiscal Year 1992, as follows -

Quabbin	**Wachusett**
Arthur Coolidge	Dennis S. Moore
Doris E. Cornwell	Kathryn R. Murdock
Glen M. Dickson	Gerald A. Prizio
John Guzik	David Rota
Lawrence Brouillet	Worcester Horticulture County Citizens.

4. Contract No. P92-1648-M1A, dated June 25, 1992, with P. J. Kennedy & Sons, Inc., for Servicing, Maintaining and Repairing HVAC Systems at Locks, Draws and Dams - FY93 - FY94.

Action was taken upon the following matters relating to the Engineering and Construction Division:

5. Report of Messrs. Faucher and McCalla, June 16, recommending approval of a revision in quantities on Contract No. P90-1580-M1A, with Coviello Electric and General Contracting Co., Inc., for Electronic and Sound System Maintenance and Repair Work at Sports Facilities and Recreational Areas as follows -
Item No. 1 $3,780.00
Hourly Rate for Licensed Technician or Master Technician
Item No. 5 $3,500.00
Material Components & Parts
(At no additional Contract cost as there are sufficient unused quantities in other items to offset the revisions).
The Commission V O T E D: to approve the revision in quantities, as recommended by Messrs. Faucher and McCalla in their report of June 16, 1992.

6. Report of Messrs. Faucher and McCalla, June 16, recommending approval of a revision in quantities on Item No. 5, Material Components and Parts, at a cost of $23,100.00, on Contract No. P90-1579-M1A, with Coviello Electric and General Contracting Co., Inc., for Electrical Maintenance Work at Various Sports Facilities and Recreational Areas.
(At no additional Contract cost as there are sufficient unused quantities in other items to offset the revision).
The Commission V O T E D: to approve the revision in quantities, as recommended by Messrs. Faucher and McCalla in their report of June 16, 1992.

7. Report of Messrs. Faucher and Lenhardt, June 19, recommending approval and execution of Second Amendment for an extension of time from June 30, 1992 to June 30, 1994, on Contract-Agreement No. P80-0826-D2C, with Andrew Christo Engineers, for Repairs to

Approaches to Huntington Avenue Overpass, Boston.
(At no additional Contract cost).
The Commission V O T E D: to approve an extension of time from June 30, 1992 to June 30, 1994, as recommended by Messrs. Faucher and Lenhardt in their report of June 19, 1992.
The Secretary then submitted for signature Contract-Agreement, dated June 25, 1992, with Andrew Christo Engineers, which was signed by the Commissioner and three Associate Commissioners.

1. Report of Messrs. Faucher and DeLuca, June 19, recommending approval of an extension of time from May 31, 1992 to October 31, 1992, on Contract No. P90-1576-CIA, with Allied Weatherproofing Company, Inc., for Critical Pool Repairs.
(At no additional Contract cost).
The Commission V O T E D: to approve an extension of time from May 31, 1992 to October 31, 1992, as recommended by Messrs. Faucher and DeLuca in their report of June 19, 1992, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

2. Report of Messrs. Faucher and Mayhew, May 4, recommending approval of Extra Work Order No. 2 in the amount of $841.01, for extending the existing 12" wide masonry block wall in the women's room and covering, the old electrical fixture openings in the buildings ceiling, on Contract No. P91-1598-CIA, with Allied Weatherproofing Company, Inc., for Rehabilitation of the Castle Island Sanitary Building, South Boston, Massachusetts.
(At no additional Contract cost).
The Commission V O T E D: to approve Extra Order No. 2 in the amount of $841.01.

3. Report of Messrs. Faucher and Carrigan, June 19, recommending approval of Extra Work Claim, No. 1, in the amount of $4,118.68, for Bond and Insurance Coverage, on Contract No. P91-1591-M1A, with Unique Applications,Inc., for Tile and Miscellaneous Washings at Various Locations Within the Metropolitan Parks District.
(At no additional Contract cost as there are sufficient unused quantities in other items to offset the increase).
The Commission V O T E D: to waive the provisions of Article XVIII relative to Claims for Extra Work and approve Extra Work Claim No. 1 in the amount of $4,118.68, for Bond and Insurance Coverage.

6. Report of Messrs. Faucher and Mayhew, June 11, recommending approval of Alteration No. 1, at a cost of $18,500.00, to replace nineteen existing 1½" diameter aluminum filtered water inlet pipes around the pool, on Contract No. P91-1604-C2A, with M & M Pool Company, for Installation of a Swimming Pool Surface Coating at the William A. Connell, Sr. Memorial Pool, Weymouth, Massachusetts.
Account No. 2440-7885.
The Commission V O T E D: to approve Alteration No. 1 in the amount of $18,500.00.

7. Report of Messrs. Faucher and DiPietro, June 23, submitting for approval and execution the Formal Local Cooperation Agreement (LCA) between the MDC, as local sponsor, and the Army Corps of Engineers for construction of the Quincy Coastal Streams Flood Control Project (Town Brook Local Protection Project), Quincy and Braintree, Massachusetts.
The Commission V O T E D: Approved.
The Secretary then submitted for signature the Local Cooperation Agreement Between the Department of the Army and the Commonwealth of Massachusetts (MDC) for Construction of the Quincy Coastal Streams Flood Control Project (Town Brook Local Protection Project) Quincy and Braintree, Massachusetts, which was signed by the Commissioner and three Associate Commissioners.

Action was taken upon the following matters relating to the Watershed Management Division:

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1. Report of Mr. McGinn, June 18, requesting approval of the procurement of consulting legal services associated with the Cohen Bill (Chapter 36 of the Acts of 1992). Estimated cost $30,000.00. Time for Performance not to exceed twelve months. Funding available in Account No. 2420-1400 FY 93.
The Commission V O T E D: Approved.

2. Report of Mr. McGinn and Miss Austin, June 16, recommending that the Commission authorize Commissioner Bhatti to execute a revised Memorandum of Understanding (MOU) with the Massachusetts Water Resources Authority concerning assignment of responsibilities for managing watershed lands, waterbodies, and facilities, which supersedes the MOU of April 6, 1986, which was revised on January 1, 1989.
The Commission V O T E D: to authorize Commissioner Bhatti to execute a revised Memorandum of Understanding (MOU) with the Massachusetts Water Resources Authority concerning assignment of responsibilities for managing watershed lands, waterbodies, and facilities, which supersedes the MOU of April 6, 1986, which was revised on January 1, 1989.

Action was taken upon the following Various Matters:

3. Report of Mr. Kerins, June 18, recommending renewal of trash Disposal Service Contracts from July 1, 1992 to December 31, 1992 as follows -

VENDOR	DISTRICT	ORIGINAL VALUE	RENEWAL VALUE
Reliable Rubbish	Charles	$65,760.00	$32,000.00
Reliable Rubbish	Harbor	$63,500.00	$30,000.00
Reliable Rubbish	Neponset	$42,200.00	$20,000.00
Reliable Rubbish	Mystic	$116,558.00	$55,000.00
Laidlaw Waste Systems	Direct Dumping	$114,000.00	$45,000.00

Funding from Account No. 2440-0010.
The Commission V O T E D: Approved.

4. Report of Mr. Brown, June 23, recommending that sanctions be imposed against Bay State Contracting Company, Inc., for violation of Special Provision for MBE/WBE participation.
Mr. Brown explained that Bay State Contracting Company was low bidder and awarded Contract No. P86-1393-C3A by the Commission for Rehabilitation of the Louis E. Porrazzo Rink, East Boston and the Rev. Romano Simoni Rink on May 31, 1990. The contractor in compliance with the Special Provisions for Participation by Minority/Women Contractors, agreed to subcontract at least 13% of the work to a minority contractor, he stated. Mr. Brown then noted that the contractor failed to comply with the Special Provisions of the Contract.
Mr. Brown then recommended that the Commission impose sanctions against Bay State Contracting Company, Inc., which will result in the retention by the Commission, in connection with estimates and payments under Article XXIV of the General Provisions, of $25,000.00 from compensation presently obligated to the Contractor.
The Commission V O T E D: Approved as recommended by Mr. Brown in his report of June 23, 1992.

Action was taken upon the following matter relating to the Office of Real Property:

1. Report of Mr. Gray, June 23, recommending that the Commission adopt an order of taking relating to the Town Brook Flood Control Project for the acquisition of permanent and temporary easements for flood control purposes on, over, across, under and through approximately 1,168,504 square feet of land located in the City of Quincy, Massachusetts, and to approve an award of damages in the amount of $322,650.00, and to approve the Local Cooperation Agreement by and between the Commonwealth of Massachusetts, acting by and through the Metropolitan District Commission, and the Department of the Army, acting by and through the Assistant Secretary of the Army (Civil Works).
The Commission V O T E D: to adopt an Order of Taking relating to the Town Brook Flood Control Project for acquisition of permanent and temporary easements for flood control purposes on, over, across, under and through approximately 1,168,504 square feet of land located in the City of Quincy, Massachusetts.

ORDER OF TAKING
COMMONWEALTH OF MASSACHUSETTS
METROPOLITAN DISTRICT COMMISSION

Boston, June 25, 1992

ORDERED: That the Metropolitan District Commission by virtue of the power and authority conferred upon it by Chapter 803 of the Acts of 1972, Chapter 1180 of the Acts of 1973, Chapter 147 of the Acts of 1978, and Chapter 723 of the Acts of 1983, and acts in amendment thereof or in addition thereto, and every other power and authority hereto enabling, for the purposes of said acts and provisions, does hereby order the taking of and does hereby take under the provisions of Chapter 79 of the General Laws, in the name and for the benefit of the Commonwealth of Massachusetts, the permanent right and easement to construct, inspect, repair, renew, replace, operate and forever maintain culverts, channels, pipes, surface conduits and their appurtenances, in, through and under the land situated in Quincy in the County of Norfolk and Commonwealth of Massachusetts, as shown on a plan entitled "Plan of Easements Acquisitions in the City of Quincy Massachusetts for the Town River Improvements for Commonwealth of Massachusetts Metropolitan District Commission Parks Division", dated March 8, 1991, and prepared by ASEC Corporation, being plan accession numbers 52745X through 52748X, inclusive, which plan shall be recorded with this order in the Norfolk County Registry of Deeds and made a part of this order, namely, the parcels described as follows and supposed to be owned by the following owners:

Parcel No.	Supposed Owner(s)	Area in Square Feet In Which Permanent Easement is Taken	Book	Page
2	Carl R. Johnson III, et al, Trustees of The Quincy Group Realty Trust	33,900	7370	97
3	City of Quincy	7,107	--	--
4	Vorelco, Inc.	15,124	5986	79
6	Daniel J. Quirk	2,641	8787	630

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Parcel No.	Supposed Owner(s)	Area in Square Feet In Which Permanent Easement is Taken	Book	Page
7	Brackett Street Associates Limited Partnership	29,000	8662	648
10	Wollaston Lutheran Church Apts., Inc.	79,600	5673	147
11	Wollaston Lutheran Church Apts., Inc.	17,400	5673	147
12	Daniel J. Quirk	4,560	7652	650
13	Atco Incorporated	950	2981	146

Certain portions of said land are registered by the Land Court in the Norfolk Registry District of the Norfolk County Registry of Deeds:

Parcel No.	Supposed Owner(s)	Area in Square Feet In Which Permanent Easement is Taken	Certificate of Title No.
1	Quincy Lumber Company	34,600	85828
5	City of Quincy	184,450	30796

Said Metropolitan District Commission does also hereby order the taking of and does hereby take in the name and behalf of the Commonwealth of Massachusetts for the purposes aforesaid, the right and easement to occupy and use for the passage of men and vehicles, the transportation of machinery and materials, and for depositing and storing machinery, tools, dirt and other materials thereon, together with the right to remove said machinery, tools, dirt and other materials so deposited and stored thereon, but in no event later than September 30, 1995, the following described parcels of situated in said Quincy, in said County and Commonwealth, and as shown on the aforesaid plan, and supposed to be owned by the following owners:

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Parcel No.	Supposed Owner(s)	Area in Square Feet In Which Temporary Easement is Taken	Book	Page
TC-1	Alfred L. Pecce, et al, Trustees of Alfred Pecce Irrevocable Trust	1,184	8804	107
TC-2	John H. Millar & A. Gladys Millar	1,059	4094	472
TC-3	Daniel J. Quirk	4,330	8787	630
TC-4	Vorelco, Inc.	27,021	5986	79
TC-5	City of Quincy	29,423	--	--
TC-6	Carl R Johnson III, et al, Trustees of The Quincy Group Realty Trust	25,582	7370	97
TC-8	City of Quincy	31,987	--	--
TC-9	Vorelco, Inc.	5,239	5986	79
TC-12	Florence A. Weeks, Trustee of Shawnie D. Realty Trust	350	8127	6
TC-14	Carl S. Langley & Nina J. Langley	900	7840	228
TC-13	Private Way	4,650		
	Filomena Giovannangeli		3498	512
	Susan R. Wigandt, Trustee, 8-10 Bent Terrace Realty Trust		5958	531
	Thomas F. Williams, Trustee Bent Terrace Realty Trust		6073	237
	Carl S. Langley		7840	228
	Florence A. Weeks, Trustee, Shawnie D. Realty Trust		8127	6
	Mary N. Godfrey		4630	5
	Yiu Wai Wong, Yiu Kui Wong, Chong Fee Wong & Yi Kai Wong		8296	376
	Sam Najjar & Beverly Najjar, Trustees, S & N Realty Trust		4902	313
	Charles A. & Richard A. Powers, Trustees, C & R Realty Trust		4013	249

Certain portions of said land are registered by the Land Court in the Norfolk Registry District of the Norfolk County Registry of Deeds:

Parcel No.	Supposed Owner(s)	Area in Square Feet In Which Temporary Easement is Taken	Certificate of Title No.
TC-7	Quincy Lumber Company	2,273	85828
TC-10	City of Quincy	53,436	30796
TC-11	City of Quincy	125,078	30796
TC-15	Wollaston Lutheran Church Apts., Inc.	37,328	110056

Said rights and easements in the above-described parcels comprising a portion of any street or public way are taken without interference with or prejudice to the rights of the City of Quincy and the public to maintain and use said streets or public ways as public ways, except so far as the same may be inconsistent with the exercise of the rights and easements hereby taken or the use thereof for flood control purposes. All respective rights and easements of the City of Quincy and the public and the owners of record in and to the use of the above-described parcels are hereby reserved for all lawful purposes which are not inconsistent with the use of same for flood control purposes and for the construction, inspection, repair, renewal, replacement, operation and maintenance of said culverts and appurtenances. No buildings or structures or foundations of buildings or structures or parts thereof shall hereafter be erected, placed or maintained thereon.

AND IN LIKE MANNER, for the same purposes and by virtue of the same powers, the said Metropolitan District Commission does hereby order the taking of and does hereby take in the name and for the benefit of the Commonwealth of Massachusetts, for the purposes of said acts and provisions, all trees on said land and structures affixed to said land, with the exception of the poles, wires, cables, conduits, pipes and their appurtenances, for the conveyance of water,

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sewage, steam, gas and electricity, and for the transmission of telephone and telegraph communications and data or signals by electrical or electronic or electromagnetic means of any kind, now lawfully in or upon said land, and excluding all easements of record on, over, under, across and through said land; furthermore, said Commission does also take and expressly reserve hereby, the right to place on, over, under, across and through said land, any utility or utility delivery system which it deems shall not interfere or be otherwise inconsistent with said flood control project.

The Commission further V O T E D: to approve an award of damages in the amount of $322,650.00 and to approve the Local Cooperation Agreement by and between the Commonwealth of Massachusetts, acting by and through the Metropolitan District Commission and the Department of Army, acting by and through the Assistant Secretary of the Army.

The following matter was placed on the agenda for the information of the Commission:

1. The following schedules were approved for payment by the Commissioner during the period from June 8, 1992 to June 15, 1992.

Expenditures $1,316,860.38

Adjourned at 12:35 p.m., to meet on Thursday, July 9, 1992 at 10:00 a.m.

William I. Cusick
Secretary

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Record of the Three Thousand Six Hundred and Fifteenth (3615th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, July 9, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Landers and Settles.

The Records of the Commission Meeting held on June 4, 1992, were read and approved.

The Secretary submitted for signature the following paper which was signed by the Commissioner and four Associate Commissioners:

1. Contract No. P92-1650-M1A, dated July 9, 1992, with Lewis Refrigeration Co., for Maintenance of Refrigeration Systems Located at Ice Skating Rinks Within the Metropolitan Parks System (FY93 & FY94).

2. Contract-Agreement No. P82-1120-D1A, dated July 9, 1992, with Sasaki Associates, Inc., for Drainage System Rehabilitation - Ponkapoag Golf Course, Canton, Massachusetts.

Action was taken upon the following matters relating to the Engineering and Construction Division:

3. Report of Messrs. Faucher and Lespasio, June 23, recommending approval of an extension of time from October 31, 1992 to December 31, 1995, on Contract-Agreement No. P82-1128-D1E, with Vollmer Associates, for Rehabilitation of Mystic Valley Parkway, Winchester.
(At no additional Contract cost).
The Commission V O T E D: Approved.

4. Report of Messrs. Faucher and Giella, June 18, on request of C. J. Mabardy, Inc., Contractor for Contract No. P85-1342-C1A - Construction of Riverwalk Park, Waltham, Massachusetts, for approval of the following sub-contractors:

	Metro-Boston Contracting Co.	
Item No. 003	-	$29,400.00
Furnish Loam for Lawns		
Item No. 004	-	$ 4,200.00
Furnish Loam for Plantings		
	Meade-McGrath Fence Co.	
Item No. 006	-	$ 2,750.00
Existing Fence Removal		
	Timber Harvesters Equipment Corp.	
Item No. 001	-	$14,000.00
Tree Clearing		
	Trimount Bituminous Products	
Item No. 002	-	$19,000.00
Walkway Paving		
	J. J. Phelan & Sons	
Item No. 004	-	$24,500.00
Installation of Plantings		
	Total Fence Co.	
Item No. 006	-	$26,000.00
Install Fence and Gates		
	Total	**- $119,850.00**

The Commission V O T E D: Approved as recommended by Messrs. Faucher and Giella in their report of June 18, 1992.

5. Report of Messrs. Faucher and Mayhew, June 16, recommending approval of Alteration No. 1, in the amount of $4,945.64, for substitution of 3" x 3" wood sleepers milled to shape in place of specified sleepers, on Contract No. P90-1583-C1A, with L. V. Mawn, for Repairs to the Powder Magazine Roof, Georges Island, Boston Harbor, Massachusetts.
Account No. 2440-9884.
The Commission V O T E D: Approved.

6. Report of Messrs. Faucher and Abounaja, June 18, submitting for approval Project Summary and Justification, Work Schedule and

requesting permission to advertise Project No. P90-1574-C3A, for Replacement, Including Disposal, of Existing Gasoline and Diesel Fuel Tanks and Appurtenances, Various MDC Locations.
Estimated Cost $1,000,000.00. Account No. 2490-8881.
The Commission V O T E D: Approved.

1. Report of Messrs. Faucher and Hamel, June 23, on bids for Renovation of Diesel Engine #3 at the Amelia Earhart Dam and Engine #4 at the Charles River Dam.
(Messrs. Faucher and Hamel recommend rejection of the only bid received, that of Enterprise Equipment Co., Inc., of $402,792.00, due to an unjustified increase of 34% over the Engineer's estimate for the project).
The Commission V O T E D: to reject the only bid received, that of Enterprise Equipment Co., Inc., of $402,792.00, due to an unjustified increase of 34% over the Engineer's estimate for the project.

2. Report of Messrs. Faucher and Carrigan, July 2, on bids for Repairing/Replacing Bituminous and Cement Concrete Sidewalks at Various Locations, Throughout the Metropolitan District, Contract No. P92-1652-C1A. Account No. 2490-8915.
(Messrs. Faucher and Carrigan recommend acceptance of the low bid, that of D & R General Contracting, Inc., of $592,864.83).
The Commission V O T E D: to accept the lowest bid received, that of D & R General Contracting, Inc., of $592,864.83.

3. Report of Messrs. Brooks and Okeke, July 8, recommending that the Commission ratify and approve the emergency action taken by the Division on Contract No. P92-1658-C1A, for Sandblasting and Repainting Ryan Playground Wading Pool, River Street, Mattapan and that the Contract be awarded to the lowest eligible and responsible bidder, John W. Egan Co., Inc., with a bid of $9,428.00. Account No. 2440-7885.
The Commission V O T E D: ratify and approve the emergency action taken by the Division on Contract No. P92-1658-C1A, for Sandblasting and Repainting Ryan Playground Wading Pool, River Street, Mattapan.
The Commission further V O T E D: to award the Contract to the lowest eligible and responsible bidder, John W. Egan Co., Inc., with a bid of $9,428.00, as recommended by Messrs. Brooks and Okeke in their report of July 8, 1992.

Action was taken upon the following matters relating to the Watershed Management Division:

4. Report of Messrs. McGinn and Robert O'Connor, June 24, on proposals for the purchase of forest products located on the Quabbin Reservoir Watershed and the Wachusett Reservoir Watershed.
The Commission V O T E D: to accept the highest qualified bid, that of Sawyers Trucking & Logging, of $3,510.00; to purchase approximately 29,400 board feet of timber and 124 cords of firewood on Timber Sale No. 99 - Wachusett Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of John Conkey & Sons Logging, of $24,170.00; to purchase approximately 325,170 board feet of timber and 29 cords of firewood on Timber Sale No. 615 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of K & C, of $1,260.00; to purchase approximately 72 cords of firewood on Timer Sale No. 616 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Sinkewicz Logging, of $1,001.00; to purchase approximately 24,00 board feet of timber on Timber Sale No. 617 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Conkey Logging & Lumber, of $6,562.51; to purchase approximately 32,500 board feet of timber and 42 cords of firewood on Timber Sale No. 618 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Sawyer Trucking & Logging, of $805.00; to purchase approximately 5,000 board feet of timber and 70 cords of firewood

on Timber Sale No. 619 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Leclerc & Son Logging, of $33,487.45; to purchase approximately 253,260 board feet of sawlogs and 138 cords of firewood on Timber Lot No. 620 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Stanley Strzemienski of $950.00; to purchase approximately 13,000 board feet of timber and 61 cords of firewood on Timber Lot No. 621 - Quabbin Reservoir Watershed.

1. Report of Messrs. McGinn and Kane, June 22, recommending that the Commission ratify and approve the emergency action taken to protect the Sudbury Dam and to authorize the Division to enter into Contract-Agreement No. WM93-060-S1A, with GZA GeoEnvironmental, Inc., for Investigations and Other Required Work at the Sudbury Dam and to Prepare a Report. Estimated Cost $115,500.00. Account No. 2420-7880.
The Commission V O T E D: to ratify and approve the emergency action taken by the Division to protect the Sudbury Dam.
The Commission further V O T E D: to authorize the Division to enter into Contract-Agreement No. WM93-060-S1A, with GZA GeoEnvironmental, Inc., for Investigations and Other Required Work at the Sudbury Dam and to Prepare a Report.

Action was taken upon the following Various Matter:

2. Report of Mr. Baratta and Ms. Pfetsch, June 22, recommending the following on Contract-Agreement No. P92-1624-S1A, with Joslin, Lesser & Associates, Inc., for Facilities Inventory and Assessment, Franklin Park Zoo -
(a) That work be accepted as completed as of May 31, 1992.
(b) That Invoice No. 4 (Final), in the amount of $3,538.44, be approved for payment.
(c) That reserve in the amount of $4,494.93, be approved for payment.
(Basis of Award - $49,780.00)
(Amount to Date - $48,487.73)
(Contract Administration Rating - 10.00 - which is excellent)
(EEO Compliance - N/A)
The Commission V O T E D: that the work of Joslin, Lesser & Associates, Inc., Consultants under Contract-Agreement No. P92-1624-S1A, for Facilities Inventory and Assessment, Franklin Park Zoo, be and hereby is accepted as completed as of May 31, 1992.
The Commission further V O T E D: to approve Invoice No. 4 (Final), in the amount of $3,538.44, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $4,494.93, for payment.

3. At this point, Metropolitan District Police Superintendent William E. Kelley presented the Commission with a painting of a MDC Mounted Police Officer and his Mount for safe-keeping and permanent display in the Marilyn Morrison Commission Meeting Room.
The painting was accepted by Commissioner Bhatti with thanks. The Commissioner than spoke of the proud history and accomplishments of the Police Division and extended to the Superintendent and members of the Department best wishes in their new assignments.
Commissioner Bhatti then made a motion, which was seconded and approved by the Commission, that the following final comments of Superintendent Kelley presented on June 30, 1992, prior to consolidation of the MDC Police and the State Police, be entered into the minutes of this meeting -
"On this day as I address the men and women of the Metropolitan Police, I do so as the last in a long line of Metropolitan Police Superintendents. It has been my privilege and honor to work with all of you these last two years of constant activity and uncertainty. Throughout this long and sometimes difficult process you have continued to fulfill your duties and mission in a dedicated and positive manner. This is a tribute to the many individuals who despite adversity, continue to perform to the best of their ability. This is called character.

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The Metropolitan Police were established over ninety-nine years ago with the mission of providing safe access for citizens who utilize the parks, roadways, reservations and waterways under the care and control of the Metropolitan District Commission. As the third largest police force within the Commonwealth, the Metropolitan Police have distinguished themselves numerous times throughout our proud history. During the labor riots and related strife in the early 1900's; through the demonstrations and violence of the Vietnam and school bussing eras; to the drug and gang problems of the present; the Metropolitan Police have continued their proud legacy of excellent service to the citizens of the Commonwealth.

The traditions that have developed throughout the years; the values that have been instilled in our members; the names and faces that have gone before us and contributed so much to our history; and the many honors that have been bestowed on our members; will all be incorporated into the New Department of State Police. There exists a continuity in the ending of one period of history and the beginning of a new period of history. For me that continuity will be men and women of this department who will be expected to make many positive contributions to this new department.

We all know that consolidation has created many changes and uncertainties, but it also created opportunities and challenges for our members. I am sure that you will take advantage of these opportunities and will grow and contribute in this new environment. Remember that fate favors the prepared and disfavors the unprepared. The members of the Metropolitan Police are prepared by their experience, training, integrity and character. I am thankful for the opportunity to have served with you and for you as a 'Met'. May God bless all of you."

The following matters were placed on the agenda for the information of the Commission:

1. The following schedules were approved for payment by the Commissioner during the period from June 15, 1992 to June 22, 1992.

   Expenditures $1,559,613.88

2. The following schedules were approved for payment by the Commissioner during the period from June 22, 1992 to June 29, 1992.

   Expenditures $2,507,654.26

Adjourned at 12:10 p.m., to meet on Thursday, July 16, 1992 at 10:00 a.m.

William F. Cushnell
Secretary

Record of the Three Thousand Six Hundred and Sixteenth (3616th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, July 16, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, and Settles.

The Records of the Commission Meeting held on June 18, 1992, were read and approved.

Action was taken upon the following matters relating to the Engineering and Construction Division:

1. Report of Messrs. Faucher and Mayhew, June 10, recommending approval of Extra Work Order No. 1, in the amount of $25,664.00, for repointing the joints of the granite perimeter wall - $16,011.61. Cleaning the existing granite perimeter wall surrounding the Powder Magazine - $5,179.83. Cleaning the Exterior Granite on the Powder Magazine - $4,472.56, for a total of $25,664.00, on Contract No. P90-1583-C1A, with L. V. Mawn, for Repairs to the Powder Magazine Roof, Georges Island, Boston Harbor, Massachusetts.
(Account No. 2440-9884 and Account No. 2440-8889).
The Commission V O T E D: to approve Extra Work Order No. 1, in the amount of $25,664.00.

2. Report of Messrs. Faucher and Jackson, June 26, recommending the following on Contract No. P89-1561-C4A, with Popico Inc., d/b/a/ Holden Farms Nursery, for 1992 Cherry Tree Planting -
(a) That work be accepted as completed as of June 15, 1992.
(b) That Estimate No. 1 (Final), in the amount of $8,170.00, be approved for payment.
(c) That reserve, in the amount of $430.00, be approved for payment.
(Basis of Award - $8,600.00)
(Total to Date - $8,600.00)
(Contract Administration Rating - 4.00)
(EEO Compliance - N/A)
The Commission V O T E D: that the work of Popico Inc., d/b/a/ Holden Farms Nursery, Contractor under Contract No. P89-1561-C4A for 1992 Cherry Tree Planting, be and hereby is accepted as completed as of June 15, 1992.
The Commission further V O T E D: to approve Estimate No. 1 (Final), in the amount of $8,170.00, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $430.00, for payment.

3. Report of Messrs. Faucher and DeLuca, July 8, recommending approval of a revision in quantities on Contract No. P91-1610-M1A, with Allied Weatherproofing Company, Inc., for Servicing Filtration and Sterilization Systems for Swimming Pools, as follows -
Item No. 003-070 - $3,226.80
New Cement Concrete Pool Bottom Slabs from 336 square yards up to 416.67 square yards.
Item No. 004-580 - $ 300.00
New Printed Circuit Boards for Strantrol Units from 3 each up to 4 each.
(At no additional Contract cost as there are sufficient unused quantities in other items to offset the revisions).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and DeLuca in their report of July 8, 1992.

4. Report of Messrs. Faucher and Young, June 25, recommending approval of a revision in quantities on Item No. 077-010, Material, Components & Parts, at a cost of $50,000.00, on Contract No. P92-1631-M1A, with Penachio Brothers Electrical Corp., for Maintenance of Street Lighting Systems on Parkways and Roadways of the MDC.
(At no additional Contract cost as there are sufficient unused quantities in other items to offset the revision).
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Young in their report of June 25, 1992.

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1. Report of Messrs. Faucher and Hamel, July 13, recommending approval of a service contract with Fairbanks Morse Engine Division of Coltec Industries, Inc., to supply a senior service representative to provide technical direction to MDC personnel in repair of the Fairbanks Morse Diesel Engines at the Charles River Dam and the Amelia Earhart Dam. Estimated cost not-to-exceed $49,345.00. Time for Performance seven weeks.
Account No. 2440-7893.
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Hamel in their report of July 13, 1992.

Action was taken upon the following matter relating to the Office of Real Property:

2. Report of Mr. Gray, July 13, recommending that the Commission authorize the payment of $1,071,210.00 to National Amusements, Inc., for relocation costs for the acquisition of the Neponset Drive-In Theatre Site on August 2, 1985. Mr. Gray further recommends that the Commission authorize payment of $29,449.50 to the Boston Redevelopment Authority for ongoing service as the relocating agent on behalf of the Commission.
The Commission V O T E D: to authorize the payment of $1,071,210.00 to National Amusements, Inc., for relocation costs for the acquisition of the Neponset Drive-In Theatre Site on August 2, 1985.
The Commission further V O T E D: to authorize payment of $29,449.50 to the Boston Redevelopment Authority for ongoing service as the relocating agent on behalf of the Commission, as recommended by Mr. Gray in his report of July 13, 1992.

Action was taken upon the following Various Matter:

3. Report of Mr. Jewett, July 13, requesting Commission approval of renewal of the Contract-Agreement with Daniel F. Coughlin, C.P.A. to analyze all Contractors Financial Statements. Total Compensation will not exceed $5,000.00. Time for Performance July 1, 1992 through June 30, 1993. Account No. 2410-1000.
The Commission V O T E D: Approved.

Adjourned at 11:30 a.m., to meet on Thursday, July 23, 1992 at 10:00 a.m.

William F. Cundell
Secretary

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Record of the Three Thousand Six Hundred and Seventeenth (3617th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, July 23, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Landers and Settles.

The Records of the Commission Meeting held on June 25, 1992, were read and approved.

The Secretary submitted for signature the following papers which were signed by the Commissioner and four Associate Commissioners:

1. Amendment, dated July 23, 1992, to Contract-Agreement No. P87-1449-M3A, with Aquatec, Inc., for Water Quality Testing at MDC Recreational Waters - FY92.

2. Contract-Agreement, dated July 23, 1992, with New Tech Pest Control, Inc., for Pest Control Services, FY93 and FY94.

3. Third Amendment, dated July 23, 1992, to Contract-Agreement P82-1054-DID, with Edwards & Kelcey, Inc., for Engineering Services for Upgrading and Rehabilitation of the MDC Charles Circle Bridges #57A and #57B.

4. Contract No. P92-1642-M2A, dated July 23, 1992, with Armor Elevator Company, Inc., for Maintenance of Elevators at MDC Headquarters Building, FY93 & FY94.

5. Contract No. P92-1658-C1A, dated July 23, 1992, with John W. Egan Co., Inc., for Sandblasting and Repainting Ryan Playground Wading Pool, River Street, Mattapan.

Action was taken upon the following matters relating to the Engineering and Construction Division:

6. Report of Messrs. Faucher and Machado, July 15, recommending approval of Extra Work Order No. 1, in the amount of $23,041.02, for exploratory drilling, on Contract No. P84-1276-C2B, with Sciaba Construction Corporation, for Neponset River Bridge Rehabilitation.
(At no additional Contract cost as there are sufficient unused quantities in other items to offset the extra work).
The Commission V O T E D: to approve Extra Work Order No. 1, in the amount of $23,041.02.

7. Report of Messrs. Faucher and Cavagnaro, June 30, recommending the following on Contract No. P91-1591-M1A, with Unique Application, Inc., for Tile and Tunnel Washings, Various Locations within the Metropolitan Parks Districts -
(a) That work be accepted as completed as of June 30, 1992.
(b) That Estimate No. 7 (Final), in the amount of $7,974.95, be approved for payment.
(c) That reserve, in the amount of $1,282.73, be approved for payment.
(Basis of Award - $45,480.00)
(Amount to Date - $34,244.68)
(Contract Administration Rating - 4.50)
(EEO Compliance - N/A)
The Commission V O T E D: that the work of Unique Application, Inc., Contractor under Contract No. P91-1591-M1A, be and hereby is accepted as completed as of June 30, 1992.
The Commission further V O T E D: to approve Estimate No. 7 (Final), in the amount of $7,974.95, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $1,282.73, for payment.

8. Report of Messrs. Faucher and McCalla, July 13, recommending the following on Contract No. P90-1580-M1A, with Coviello Electric & General Contracting Co., for Electronic and Sound Systems Maintenance -
(a) That work be accepted as completed as of June 30, 1992.
(b) That Estimate No. 23 (Final), in the amount of

$11,762.95, be approved for payment.

(c) That reserve, in the amount of $4,125.43, be approved for payment.

(Basis of Award - $165,000.00)
(Amount to Date - $156,185.98)
(Contract Administration Rating - 3.83)
(EEO Compliance - 3.00)

The Commission V O T E D: that the work of Coviello Electric & General Contracting Co., Contractor under Contract No. P90-1580-M1A, be and hereby is accepted as completed as of June 30, 1992.
The Commission further V O T E D: to approve Estimate No. 23 (Final), in the amount of $11,762.95, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $4,125.43, for payment.

1. Report of Messrs. Faucher and McCalla, July 10, recommending the following on Contact No. P90-1579-M1A, with Coviello Electric & General Contracting Co., for Electrical Maintenance Work at Sports Facilities & Recreational Areas of the Metropolitan Parks District -

(a) That work be accepted as completed as of June 30, 1992.
(b) That Estimate No. 23 (Final), in the amount of $36,828.74, be approved for payment.
(c) That reserve, in the amount of $4,485.40, be approved for payment.

(Basis of Award - $187,168.00)
(Amount to Date - $173,776.86)
(Contract Administration Rating - 3.83)
(EEO Compliance - 3.25)

The Commission V O T E D: that the work of Coviello Electric & General Contracting Co., Contractor under Contract No. P90-1579-M1A, be and hereby is accepted as completed as of June 30, 1992.
The Commission further V O T E D: to approve Estimate No. 23 (Final), in the amount of $36,828.74, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $4,485.40, for payment.

2. Report of Messrs. Faucher and Okeke, July 16, recommending approval of Extra Work Order No. 1, in the amount of $1,865.60, for caulking on Emergency Contract No. P92-1658-C1A, with John W. Egan, Co., Inc., for Sandblasting and Repainting the Ryan Playground Wading Pool. Account No. 2440-7885.
The Commission V O T E D: to approve Extra Work Order No. 1, in the amount of $1,865.60.

3. Report of Messrs. Faucher and Lenhardt, July 20, recommending approval and execution of an Amendment for an increase of $23,271.00 in the upset limit from $353,179.00 to $376,450.00, and an extension of time from July 30, 1992 to December 31, 1992, on Contract-Agreement No. P84-1276-D2D, with Hoyle, Tanner and Associates, Inc., for Professional Engineering Services for Repairs to Bridges, Parkways and Other Facilities of the Metropolitan District Commission. Account No. 2440-0012.
The Commission V O T E D: Approved.
The Secretary then submitted for signature Amendment, dated July 23, 1992, to Contract-Agreement No. P84-1276-D2D, with Hoyle, Tanner and Associates, Inc., which were signed by the Commissioner and four Associate Commissioners.

Action was taken upon the following matters relating to the Watershed Management Division:

4. Report of Mr. McGinn, July 20, requesting approval to engage the services of nine rain gauge observers, at a cost of $180.00 per observer, for FY93. Total cost $1,620.00.
Account No. 2420-1400-HH.

QUABBIN	**WACHUSETT**
Arthur R. Coolidge	Dennis S. Moore
Doris E. Cornwell	Kathryn R. Murdock
Glenn M. Dickson	Gerald A. Prizio
John Guzik	David Rota
	Worcester Horticultural County Citizens.

The Commission V O T E D: Approved.

1. Report of Mr. McGinn, July 20, recommending award of non-hazardous waste (rubbish) removal services for Fiscal Year 1993 to the following low bidders -

Administration Building, Belchertown
Fred J. Fijal - $1,896.00
Office Building and Garage, Rutland
Waste Management of Central Mass. - $2,760.00
Maintenance Headquarters, New Salem
Pioneer Valley Rubbish and Waste Disposal, Inc., d/b/a Wood Enterprise - $ 889.20
Account No. 2420-1400-JJ-39.
The Commission V O T E D: Approved.

Action was taken upon the following Various Matters:

2. Report of Mr. Wright, July 17, requesting that the Commission approve and execute an Amendment for an extension of time, from June 30, 1992 through to August 15, 1992, on Contract-Agreement with Meredith and Grew, for Appraisal Services for the Arthur D. Little Parking Lot.
(At no cost to the Commission).
The Commission V O T E D: Approved.
The Secretary then submitted for signature Amendment, dated July 23, 1992, with Meredith and Grew, which was signed by the Commissioner and three Associate Commissioners.
Associate Commissioner Landers did not participate in the discussion, vote on the item, nor sign the Amendment.

3. Report of Messrs. Gray and McGinn, July 21, recommending approval of the relocation of Two Right of Way Easements Comprising approximately 3,237.25 square feet, and Disposition of an Access and Utility Easement of approximately 2,639.8 square feet, over Land owned by the Commonwealth of Massachusetts, known as the Chicopee Valley Aqueduct, and located in the Town of Ludlow, Hampden County, Massachusetts.
The Commission V O T E D: to declare as surplus to the needs of the Metropolitan District Commission, in accordance with the provisions of Chapter 444 of the Acts of 1991, and for purposes of granting an access and utility easement, an area comprising approximately 2,639.8 square feet situated in the Town of Ludlow and being a portion of Parcel 42 of the Chicopee Valley Aqueduct, as described in section 2 of said Chapter 444, and to approve the acceptance of two right of way easements together comprising approximately 3,237.25 square feet, as described in section 1 of said Chapter 444, subject to the conditions set forth in said legislation subject to the concurrence of the Massachusetts Water Resources Authority.

4. Report of Messrs. Baratta and Traficante, July 21, requesting approval and execution of an Agreement between the Commission and the Luna Preservation Society, Inc., (LPS) for Care, Custody and Control of the Tubgoat Luna to the LPS.
The Commission V O T E D: Approved.
The Secretary then submitted for signature Contract-Agreement, dated July 23, 1992, with the Luna Preservation Society, Inc., which was signed by the Commissioner and four Associate Commissioners.

5. Report of Messrs. Faucher and Guidoboni, July 20, recommending approval of the petition of Algonquin Gas Company for a Grant of Location to place approximately 1,827 feet of replacement gas pipeline for the distribution of gas within Alewife Brook Parkway and Mystic Valley Parkway, in the City of Medford, subject to terms and conditions and any other provisions the Commission may prescribe.
ORDERED that, on petition of Algonquin Gas Transmission Company, dated July 2, 1992, for locations, shown on Algonquin Plan Nos. L-8362B, L-7853A and L-7826A, to place in the City of Medford, namely as follows: approximately 1,827 feet of replacement gas pipeline, said location having been found by order of the Department of Public Utilities to be required by public convenience and necessity, said plans and petition being on file in the office of the Commission, a public hearing on said petition having been given by this Commission on Thursday, July

23, 1992 at 10:00 A.M., in the Marilyn Morrison Commission Meeting Room, of the Commission in Boston, of which hearing due notice was given to all persons interested of the time and place by publishing a copy of said petition and the order of notice issued thereon by this Commission in newspapers published in the City of Medford, being the City in which the location petitioned for would lie, the first publication having been made at least fourteen days prior to the date of said hearing, and it appearing, in the opinion, of this Commission, that public convenience and necessity so require, said Algonquin Gas Transmission Company, is hereby granted location for approximately 1,827 feet of replacement gas pipeline therein, to the extent and upon the terms, conditions, and obligations hereinafter specified, the same being such as the public necessity and a due regard for the rights of the Commonwealth require, namely:-

1. Algonquin Gas Transmission Company, shall conform to all provisions of law applicable to the exercise of their rights and performance of the work under this grant and to the rules and regulations of the Metropolitan District Commission.
2. Algonquin Gas Transmission Company, shall do the work of installing approximately 1,827 feet of replacement gas pipeline therein, the location hereby granted subject to the approval of the Director of Permits for the Commission, as to time, manner, and location, and in all other respects.
3. Algonquin Gas Transmission Company, shall indemnify and save harmless the Commonwealth of Massachusetts and the Metropolitan District Commission from any damage it or they may sustain or be required to pay arising out of the exercise by said Company or any of its employees in connection with the work done hereunder.
4. Algonquin Gas Transmission Company, shall protect and maintain all trees, drainage, or water pipes, and all appurtenances or structures either above or below the surface of the ground over which this location lies, during and upon completion of the work shall restore the surface of the ground to a condition satisfactory to said Director of Permits, for the Commission, in accordance with MDC Permit No. 21001.
5. Algonquin Gas Transmission Company, shall take all possible measures during construction to reduce the impact on the area.
6. Algonquin Gas Transmission Company, shall place and maintain proper barriers at all times and from the beginning of twilight through the whole of every night sufficient lights to protect the public from injury or damage during the progress of the work under this grant or during repairs upon said underground gas pipeline.
7. Algonquin Gas Transmission Company agrees to accept and fund the following Mitigation Program -
   (a) A site restoration plan for certain MDC park lands which abut the Algonquin Gas Transmission Company pipe line. The cost to generate the plan not-to-exceed $30,000.00.
   (b) Landscape improvements recommended by the aforementioned site restoration plan. The cost of the landscape improvements not-to-exceed $100,000.00.
   (c) The cost of an independent appraisal by an appraiser to be selected by and managed by the MDC to determine an annual fee to allow Algonquin Gas Transmission Company's J-1 System to occupy space in the MDC park lands.
   (d) To contract the removal of the existing benches and the concrete base which anchors the benches, at the Condon Shell Site in Medford, and to grade, loam, sod and re-seed the affected area. The total cost not-to-exceed $10,000.00.
   (e) Installation of a six foot high, black vinyl chain link fence approximately 100 feet in length on lands controlled by the MDC and as directed by the MDC in the vicinity of the Sweetzer Overpass, in Everett.
   (f) A traffic study to recommend safety improvements in the Sweetzer Overpass area and for Santilli Circle and the Circle's roadway approaches. Algonquin Gas Transmission Company will contract with VHB Engineering Consultants

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to conduct the study. The cost not-to-exceed $20,000.00.

8. The approval by the Commission of this Grant of Location is conditioned upon the acceptance by Algonquin Gas Transmission Company, on or before August 21, 1992, of all the terms and provisions of the Mitigation Agreement, as set forth by the letter, dated June 4, 1992, from Noel Baratta, Deputy Commissioner of the MDC, to Brian J. Prenda, Senior Representative of Algonquin Gas Transmission Company, and by the letter, dated July 22, 1992 from Noel Baratta, Deputy Commissioner of the MDC to Franklin S. Gessner, Assistant Manager, Algonquin Gas Transmission Company, which correspondence shall be incorporated within and made part of this Grant of Location. Acceptance of this Mitigation Agreement by Algonquin Gas Transmission Company shall be evidenced by the signature of a duly authorized representative of Algonquin Gas Transmission Company in the space provided in the aforesaid letter of July 22, 1992, on or before August 21, 1992, as above stated.
9. No work shall be done under this grant without first obtaining a permit therefor from said Director of Permits, and subject to conditions imposed by him.

The following matters were placed on the agenda for the information of the Commission:

1. The following schedules were approved for payment by the Commissioner during the period from June 29, 1992 to July 6, 1992.

Expenditures $941,790.14

2. The following schedules were approved for payment by the Commissioner during the period from July 6, 1992 to July 13, 1992.

Expenditures $173,530.41

Adjourned at 11:55 a.m., to meet on Thursday, August 6, 1992 at 10:00 a.m.

William F. Cushing
Secretary

Record of the Three Thousand Six Hundred and Eighteenth (3618th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, August 6, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Landers and Settles.

The Records of the Commission Meetings held on July 9, 1992 were read and approved.

The Secretary submitted for signature the following papers which were signed by the Commissioner and four Associate Commissioners:

1. Contract No. P92-1644-M1A, dated August 6, 1992, with F M Emergency Generator, Inc., for Annual Preventative Maintenance and Repair of Prime Power Generators and Emergency Generators, Various Locations within the Metropolitan District, FY93 & FY94.

2. Contract-Agreement, dated August 6, 1992, with Daniel Coughlin, C.P.A., for Analyzing all Contractors Financial Statements.

Action was taken upon the following matters relating to the Engineering and Construction Division:

3. Report of Messrs. Faucher and Mayhew, July 27, recommending the following on contract No. P86-1393-C3A, with Bay State Contracting Co., Inc., for Rehabilitation of the Louis E. Porrazzo and Rev. Romano Simoni Ice Skating Rinks, Boston and Cambridge -
(a) That work be accepted as completed as of November 1, 1991.
(b) That Estimate No. 10 (Final), in the amount of $96,389.63, be approved.
(c) That reserve, in the amount of $13,281.51, be approved.
(A total of $84,671.14 of the Final Estimate was paid to Lewis Refrigeration Co., refrigeration sub-contractor, as a result of a request for direct payment (Chapter 30, Section 39F). The remaining $11,718.49, plus the $13,281.51 Reserve a total of $25,000.00 was retained by the Commission due to sanctions imposed on the Contractor for violation of the Special Provision for MBE/WBE participation).
(Basis of Award - $2,109,000.00)
(Amount to Date - $2,197,612.98)
(Contract Administration Rating - 3.67)
(EEO Compliance - 2.40)
The Commission V O T E D: that the work of Bay State Contracting Co., Inc., Contractor under Contract No. P86-1393-C3A, be and hereby is accepted as completed as of November 1, 1991.
The Commission further V O T E D: to approve Estimate No. 10 (Final), in the amount of $96,389.63.
The Commission further V O T E D: to approve release of reserve, in the amount of $13,281.51.

4. Report of Messrs. Faucher and Mayhew, April 30, recommending approval of Alteration No. 1, a credit of $846.04, for deleting two aluminum louver units and certain masonry work, on Contract No. P91-1598-C1A, with Allied Weatherproofing Co., Inc., for Rehabilitation of the Castle Island Sanitary Building, South Boston, Massachusetts.
The Commission V O T E D: to approve Alteration No. 1, in the amount of $846.04.

5. Report of Messrs. Faucher and Mayhew, July 15, requesting approval of additional services under Phase I of Task V on Contract-Agreement No. P87-1467-S1A, with GEI, Inc., for Dorchester Shores Environmental Testing and Assessment which will provide for the preparation of a Short Term Measure, a regulatory procedure notifying the Massachusetts Department of Environmental Protection of underground storage tank removals. The additional services will require Commission approval of a transfer of $6,000.00 from Phase II to Phase I, Task V of the Contract.
The Commission V O T E D: to approve additional services under Phase I of Task V.
The Commission further V O T E D: to authorize the transfer of

$6,000.00 from Phase II to Phase I, Task V of the Contract.

1. Report of Messrs. Faucher and DeLuca, June 16, recommending approval of Alteration No. 1, in the amount of $6,047.14, for installation of alternate materials, of equal quality, in place of specified materials, on Contract No. P90-1575-C1A, with Allied Weatherproofing Co., Inc., for Rehabilitation of the Filtration System at the Connors Pool, Waltham.
(At no additional Contract cost as there are sufficient unused quantities in other items to offset the Alteration).
The Commission V O T E D: to approve Alteration No. 1 in the amount of $6,047.14.

2. Report of Messrs. Faucher and DeLuca, June 26, recommending the following on Contract No. P90-1575-C1A, with Allied Weatherproofing Co., Inc., for Rehabilitation of the Filtration Systems at Connors Pool, Waltham -
(a) That work be accepted as completed as of July 20, 1991.
(b) That Estimate No. 3 (Final), in the amount of $10,801.93, be approved for payment.
(c) That reserve, in the amount of $568.52, be approved for payment.
(Basis of Award - $209,270.00)
(Total to Date - $246,038.09)
(Contract Administration Rating - 3.67)
(EEO Compliance - 3.25)
The Commission V O T E D: that work be accepted as completed as of July 20, 1991.
The Commission further V O T E D: to approve Estimate No. 3 (Final), in the amount of $10,801.93, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $568.52, for payment.

3. Report of Messrs. Faucher and Giella, July 29, requesting that the Commission vote of June 4, 1992, awarding Contract No. P92-1623-M1A, Maintenance of Carpeting at MDC Headquarters Building, FY92 FY93, to J & B Cleaning Company, be amended as follows -
(a) That the Contract Title and Time for Performance be amended from FY92 and FY93 to read FY93 for a twelve month period.
(b) That the Contract award amount be amended by reducing the Basis of Award from $10,556.51 to $6,680.54, which is the amount included in the bid proposal of J & B Cleaning Co., for FY93 carpet cleaning.
The Commission V O T E D: that the Contract Title and Time for Performance be amended from FY92 and FY93 to read FY93 for a twelve month period.
The Commission further V O T E D: that the Contract award amount be amended by reducing the Basis of Award from $10,556.51 to $6,680.54.

4. Report of Mr. Faucher, July 31, recommending approval of a revision in quantities on Item No. 025-010, Materials and Parts (Lump Sum), at a cost of $8,595.47, on Contract No. P90-1587-M1A, with Lewis Refrigeration Co., for Maintenance of Refrigeration Systems at Various MDC Ice Skating Rinks.
(At no additional Contract cost as there are sufficient unused quantities in other items to offset the revision)
The Commission V O T E D: to approve a revision in quantities, on Item No. 025-010, Materials and Parts (Lump Sum), in the amount of $8,595.47.

5. Report of Messrs. Faucher and Arinella, July 7, recommending the following on Contract No. P90-1585-M1A, with Barber-Colman-Marcucci, Inc., for Servicing Heating, Ventilation and Air Conditioning Systems at Charles River and Amelia Earhart Locks & Dam -
(a) That work be accepted as completed as of June 30, 1992.
(b) That Estimate No. 9 (Final), in the amount of $10,672.30, be approved for payment.
(c) That reserve, in the amount of $1,548.00, be approved for

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payment.
(Basis of Award - $79,074.00)
(Amount to Date - $76,599.50)
(Contract Administration Rating - 3.00)
(EEO Compliance - 2.66)
The Commission V O T E D: that the work of Barber-Colman-Marcucci, Inc., Contractor under Contract No. P90-1585-M1A, be and hereby is accepted as completed as of June 30, 1992.
The Commission further V O T E D: to approve Estimate No. 9 (Final), in the amount of $10,672.30, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $1,548.00, for payment.

1. Report of Messrs. Faucher and Mayhew, July 20, recommending the following on Contract No. P91-1604-C2A, with Nashoba Valley Aluminum, Inc., d/b/a M & M Pool Co., for Installation of a Swimming Pool Surface Coating at the Weymouth Pool -
(a) That work be accepted as completed as of June 19, 1992.
(b) That Estimate No. 3 (Final), in the amount of $17,083.61, be approved for payment.
(c) That reserve, in the amount of $3,009.14, be approved for payment.
(Basis of Award - $44,400.00)
(Amount to Date - $60,182.75)
(Contract Administration Rating - 4.50)
(EEO Compliance - N/A)
The Commission V O T E D: that the work of Nashoba Valley Aluminum, Inc., d/b/a M & M Pool Co., Contractor under Contract No. P91-1604-C2A, be and hereby is accepted as completed as of July 19, 1992.
The Commission further V O T E D: to approve Estimate No. 3 (Final), in the amount of $17,083.61, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $3,009.14, for payment.

2. Report of Mr. Faucher and Ms. Peterson, July 30, submitting for approval Work Schedule, Project Summary and Project Justification and requesting permission to advertise (subject to EOEA approval) Project No. P82-1051-C3A, for Craigie Drawbridge Deck Replacement, Boston.
Estimated Cost $1,300,000.00.
Funding from Account No. 2490-0012.
The Commission V O T E D: Approved.

3. Report of Messrs. Faucher and Sacco, July 30, submitting for approval Work Schedule, Project Summary and Project Justification and requesting permission to advertise (subject to EOEA approval) Project No. P80-0826-CIA, for Rehabilitation of the Huntington Avenue Overpass, Jamaicaway/Riverway, Boston. Estimated Cost $4,000,000.00. Funding from Account No. 2490-8881.
The Commission V O T E D: Approved.

4. Report of Messrs. Faucher and Sacco, July 26, submitting for approval Work Schedule, an increase in the estimated cost, and requesting permission to advertise (subject to EOEA approval) Project No. P82-1128-CIA, for Aberjona River Bridge Replacement, Winchester. (A preliminary estimated cost of $800,000.00 was approved by the Commission on March 5, 1992. Due to additional design considerations, the estimated cost has been increased to $980,000.00) Funding from Account No. 2490-8881.
The Commission V O T E D: Approved.

Action was taken upon the following matters relating to the Watershed Management Division:

5. Report of Messrs. McGinn and Jewett, on behalf of the Consultant Selection Committee, recommending selection of Bowditch & Dewey, Attorneys at Law, with relation to Watershed Protection Regulations Drafting. Time for Performance-ten months with a cost incurred fee of not-to-exceed $30,000.00. Account No. 2420-1400 (HH).
The Commission V O T E D: to approve the selection of Bowditch & Dewey, Attorneys at Law as recommended by Messrs. McGinn and Jewett on behalf of the Consultant Selection Committee.

1. Report of Mr. McGinn, July 31, submitting for approval and signature Quabbin Park Cemetery Deed No. Q-1699, conveying Northeast 1/4 of Lot No. 1255, to Edwin C. & Frances L. Harder.
The Commission V O T E D: Approved.
The Secretary then submitted for signature Quabbin Park Cemetery Deed No. Q-1699, dated July 31, 1992, which was signed by the Commissioner and two Associate Commissioners.

2. Report of Mr. McGinn, July 31, requesting approval of an extension of time from June 30, 1992 to December 30, 1992, on the Interagency Service Agreements with the Department of Environmental Protection and the University of Massachusetts, for the Extensive High Resolution Aerial Photography and Mapping Program-FY93, at no additional cost. Mr. McGinn further requests authorization for the Commissioner to enter into an Interagency Service Agreement between the MDC and the University of Massachusetts, Amherst, for Wetlands Photo-Interpretation Services for the Watershed System FY93. Total Compensation not-to-exceed $78,000.00 Account No. 2420-1400-(JJ).
The Commission V O T E D: to approve an extension of time, from June 30, 1992 to December 30, 1992, as recommended by Mr. McGinn in his report of July 31, 1992, at no additional cost.
The Commission further V O T E D: to authorize the Commissioner to enter into an Interagency Service Agreement between the MDC and the University of Massachusetts, Amherst, for Wetlands PhotoInterpretation Services for the Watershed System-FY93.

3. Report of Mr. McGinn, July 31, requesting approval for Procurement of Consultant Services for Economic Impact Analyses Related to the Watershed Protection Act (Section 19, Chapter 36 of the Acts of 1992). Estimated Cost $200,000.00 to $300,000.00. Time for Performance not to exceed ten months.
Account No. 2420-1400.
The Commission V O T E D: Approved.

4. Report of Mr. McGinn and Ms. Zilligan, July 30, recommending approval and execution by the Commissioner of an Agreement with the National Trust for Historic Preservation (NTHP) to provide consultant services for a Historic Structures Report of the Stillwater Farm. Funding will be from a $1,200.00 Grant from NTHP and $3,500.00 from MDC Account No. 2420-1400.
The Commission V O T E D: Approved.
Associate Commissioner Landers did not participate in discussion nor vote on this item.
The Secretary then submitted for Signature the Agreement dated August 6, 1992, which was signed by the Commissioner.

Action was taken upon the following matter relating to the Office of Real Property:

5. Report of Mr. Gray, July 30, recommending approval and execution of a First Amendment to an Agreement for Appraisal Services with Arthur D. Little, Inc., dated April 2, 1992, which instrument extends the time for payment thereunder from June 30, 1992, to August 30, 1992, in an amount not to exceed $7,500.00, which amount shall be paid in full by said Arthur D. Little, Inc., at no cost to the Commonwealth or to the Metropolitan District Commission.
The Commission V O T E D: Approved.
The Secretary then submitted for signature First Amendment, dated August 6, 1992, which was signed by the Commissioner and three Associate Commissioners.
Associate Commissioner Landers did not participate in the discussion, vote on the item, nor sign the Agreement.

The following matters were placed on the agenda for the information of the Commission:

6. The following schedules were approved for payment by the Commissioner during the period from July 13, 1992 to July 20, 1992.

Expenditures $471,920.19

1. The following schedules were approved for payment by the Commissioner during the period from July 20, 1992 to July 27, 1992.

Expenditures $399,331.74

Adjourned at 12:10 p.m., to meet on Thursday, August 13, 1992 at 10:00 a.m.

William F. Cushing
Secretary

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Record of the Three Thousand Six Hundred and Nineteenth (3619th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, August 13, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Landers and Settles.

The Records of the Commission Meeting held on July 16, 1992 were read and approved.

Action was taken upon the following matters relating to the Engineering and Construction Division:

1. Report of Messrs. Faucher and Mayhew, July 27, recommending the following on Contract No. P91-1598-C1A, with Allied Weatherproofing Co., Inc., for Rehabilitation of the Castle Island Sanitary Building, South Boston, Massachusetts -
(a) That work be accepted as completed as of April 15, 1992.
(b) That Estimate No. 7 (Final), in the amount of $1,135.23, be approved for payment.
(c) That reserve, in the amount of $5,127.93, be approved for payment.
(Basis of Award - $ 85,800.00)
(Amount to Date - $102,558.74)
(Contract Administration Rating - 4.00)
(EEO Compliance - 3.75)
The Commission V O T E D: that the work of Allied Weatherproofing Co., Inc., Contractor under Contract No. P91-1598-C1A, for Rehabilitation of the Castle Island Sanitary Building, South Boston, be and hereby is accepted as completed as of April 15, 1992.
The Commission further V O T E D: to approve Estimate No. 7 (Final), in the amount of $1,135.23, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $5,127.93, for payment.

2. Report of Mr. Faucher and Ms. Graves-Jones, July 30, recommending the following on Contract No. P91-1607-M1A, with Traffic Markings, Inc., for Installation of Reflectorized Pavement Markings, Various Locations of the Metropolitan District -
(a) That work be accepted as completed as of June 30, 1992.
(b) That Estimate No. 4 (Final), in the amount of $33,219.51, be approved for payment.
(c) That reserve, in the amount of $3,696.19, be approved for payment.
(Basis of Award - $92,750.00)
(Amount to Date - $73,923.60)
(Contract Administration Rating - 2.00)
(EEO Compliance - 1.33)
Commissioner Bhatti spoke of his and the Commission's dissatisfaction with the work performed and EEO Compliance of the Contractor and asked that the Division note these facts when and if Traffic Markings, Inc., bids on future MDC Contracts.
The Commission V O T E D: that the work of Traffic Markings, Inc., Contractor under Contract No. P91-1607-M1A, for Installation of Reflectorized Payment Markings, Various Locations of the Metropolitan District, be and hereby is accepted as completed as of June 30, 1992.
The Commission further V O T E D: to approve Estimate No. 4 (Final), in the amount of $33,219.51, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $3,696.19, for payment.

3. Report of Messrs. Faucher and Lenhardt, July 31, on bids for John J. Beades Drawbridge Repair, South Boston, Massachusetts, Contract No. P92-1646-C1A. Account No. 2490-8881.
Messrs. Faucher and Lenhardt recommend -
1. That the Commission waive as an informality the fact that J. M. Cashman, Inc. submitted their bid in a sealed envelope without the Project No. and with a label bearing the name of Boston Graving Dock, a subsidiary company of J. M. Cashman, Inc.
2. Acceptance of the low bid, that of J. M. Cashman, Inc., of $798,200.00.

The Commission V O T E D: to waive as an informality the fact that J. M. Cashman, Inc. submitted their bid in a sealed envelope without the Project No. and with a label bearing the name of Boston Graving Dock, a subsidiary company of J. M. Cashman, Inc.
The Commission V O T E D: to accept the low bid, that of J. M. Cashman, Inc., of 798,200.00.

1. Report of Messrs. Faucher and McCalla, August 4, recommending the following on Contract No. P91-1614-M1A, with F M Emergency Generator, Inc., for Annual Preventative Maintenance & Repair for Emergency Generators -
(a) That work be accepted as completed as of June 30, 1992.
(b) That Estimate No. 2 (Final) in the amount of $11,283.72, be approved for payment.
(c) That reserve, in the amount of $1,075.97, be approved for payment.
(Basis of Award - $30,400.00)
(Amount to Date - $21,519.46)
(Contract Administration Rating - 4.00)
(EEO Compliance - 4.33)
The Commission V O T E D: that the work of F M Emergency Generator, Inc., Contractor under Contract No. P91-1614-M1A, be and hereby is accepted as completed as of June 30, 1992.
The Commission further V O T E D: to approve Estimate No. 2 (Final), in the amount of $11,283.72, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $1,075.97, for payment.

2. Report of Messrs. Faucher and Haider, August 4, submitting for approval Work Schedule, Project Justification and requesting permission to advertise Project No. P92-1659-C1A, for Furnishing and Installing Gas Fired Heating and Air Conditioning System at the Ponkapoag Clubhouse, Canton, Massachusetts. Estimated Cost $45,000.00. Funding available in Account No. 2440-4000.
The Commission V O T E D: Approved.

3. Report of Messrs. Faucher and Brooks, August 3, recommending the following on Contract No. P90-1587-M1A, with Lewis Refrigeration Co., Inc., for Maintenance of Refrigeration Systems, Various Ice Skating Rinks Within the Metropolitan Parks System -
(a) That work be accepted as completed as of June 30, 1992.
(b) That Estimate No. 10 (Final), in the amount of $25,088.68, be approved for payment.
(c) That reserve, in the amount of $1,320.46, be approved for payment.
(Basis of Award - $659,980.00)
(Amount to Date - $464,208.82)
(Contract Administration Rating - 4.75)
(EEO Compliance - 3.50)
Associate Commissioner Landers noted that she was very pleased with the Contractor's work performance on this project which resulted in a very high Contract Administration Rating. She then expressed her disappointment and concern with the Contractor's lack of compliance with the Equal Employment Opportunity provisions of the Contract.
Following a lengthy discussion, Associate Commissioner Landers asked that Willie Brown, Director of EEO/AA, send a letter to Lewis Refrigeration Co., Inc., regarding the aforementioned explaining that the Commission will expect compliance with all Contract provisions on any future work the firm performs for the MDC.
The Commission V O T E D: that the work of Lewis Refrigeration Co., Inc., Contractor under Contract No. P90-1587-M1A, for Maintenance of Refrigeration Systems, Various Ice Skating Rinks Within the Metropolitan Parks System, be and hereby is accepted as completed as of June 30, 1992.
The Commission further V O T E D: to approve Estimate No. 10 (Final), in the amount of $25,088.68, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $1,320.46, for payment.

Action was taken upon the following Various Matters:

1. Report of Mrs. O'Brien, August 11, requesting authorization for the Contract Administrator to prepare a Contract with Lane Frenchman and Associates, on behalf of the Joint Commission on the Future of the Boston Harbor Beaches, on the issues and future possibilities for the enhancement of the Boston Harbor Beaches. Cost not to exceed $40,000.00. Funding partially from Metropolitan Parks Trust Fund and restricted gifts. Time for Performance will be six months.
The Commission V O T E D: approved as recommended by Mrs. O'Brien in her report of August 11, 1992.

2. Report of Mrs. O'Brien, August 11, requesting final authorization and issuance of a temporary construction permit for the Spaulding Rehabilitation Hospital to start construction of a waterfront deck, which received preliminary Commission approval on June 8, 1989.
The Commission V O T E D: Approved as recommended by Mrs. O'Brien in her report of August 13, 1992.

The following matter was placed on the agenda for the information of the Commission:

3. The following schedules were approved for payment by the Commissioner during the period from July 27, 1992 to August 3, 1992.

Expenditures $233,823.26

Adjourned at 11:30 a.m., to meet on Thursday, August 20, 1992 at 10:00 a.m.

William F. Cuesta
Secretary

Record of the Three Thousand Six Hundred and Twentieth (3620th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, August 20, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Landers and Settles.

The Secretary submitted for signature the following papers which were signed by the Commissioner and three Associate Commissioners:

1. Contract-Agreement No. WM93-060-S1A, dated August 20, 1992, with GZA GeoEnvironmental, Inc., for Investigations and Other Required Work at the Sudbury Dam and to Prepare a Report.

2. Second Amendment, dated August 20, 1992, to Contract-Agreement No.P85-1341-D1C, with Andrew Christo Engineers Corp., for Reconstruction/Rehabilitation of Lynn Shore Drive and Nahant Beach Reservation.

Action was taken upon the following matters relating to the Engineering and Construction Division:

3. Report of Messrs. Faucher and Abounaja, August 17, recommending approval of Extra Work Order 9, 10, 11 and 12 on Contract No. P90-1574-C1A, with Seaman Bratko Corporation, for Furnishing and Installing New Storage Tanks, Pumps and Automated Fuel Management Equipment at Various MDC Locations, as follows -

Extra Work Order No. 9 - $20,377.87
Furnish and Install Sheet Piling for shoring at Leo J. Martin Golf Course, Weston

Extra Work Order No. 10 - $ 9,173.68
Remove two underground fuel tanks at Stoneham fuel facility.

Extra Work Order No. 11 - $15,533.61
Removal and disposal of contaminated groundwater at Stoneham fuel facility.

Extra Work Order No. 12 - $27,496.10
Relocation and installation of the new fuel tanks at the Leo J. Martin Golf Course, Weston.

Account No. 2490-8881. **Total Cost $72,581.26**

The Commission V O T E D: to approve Extra Work Order No. 9, in the amount of $20,377.87.
The Commission further V O T E D: to approve Extra Work Order No. 10, in the amount of $9,173.68.
The Commission further V O T E D: to approve Extra Work Order No. 11, in the amount of $15,533.61.
The Commission further V O T E D: to approve Extra Work Order No. 12, in the amount of $27,496.10.

4. Report of Messrs. Faucher and DeLuca August 10, recommending the following on Contract No. P91-1610-M1A, with Allied Weatherproofing Co., Inc., for Servicing Filtration and Sterilization Systems for MDC Pools -
(a) That work be accepted as completed as of April 30, 1992.
(b) That Estimate No. 3 (Final), in the amount of $30,681.92, be approved for payment.
(c) That reserve, in the amount of $11,441.65, be approved for payment.
(Basis of Award - $288,903.00)
(Amount to Date - $228,832.90)
(Contract Administration Rating - 3.00)
(EEO Compliance - 4.00)

The Commission V O T E D: that the work of Allied Weatherproofing Co., Inc., Contractor under Contract No. P91-1610-M1A, for Servicing Filtration and Sterilization Systems for MDC Pools, be and hereby is accepted as completed as of April 30, 1992.
The Commission further V O T E D: to approve Estimate No. 3 (Final), in the amount of $30,681.92, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $11,441.65, for payment.

5. Report of Messrs. Faucher and Johnston, August 3, recommending that Contract-Agreement No. P87-1445-M1A, with Teledyne

Engineering Services, for Steel Inspection, Welding Inspection and Metallurgy, Etc., be accepted as completed as of June 30, 1992.

(Basis of Award - $30,000.00)
(Amount to Date - $17,465.36)
(Consultant Rating - 4.00)
(EEO Compliance - N/A)

The Commission V O T E D: that the work of Teledyne Engineering Services, Consultant under Contract-Agreement No. P87-1445-M1A, be and hereby is accepted as completed as of June 30, 1992.

Action was taken upon the following Various Matter:

1. Report of Messrs. Kerins and Glavin, August 11, on bids for repair service to hydraulic equipment systems, in place, on dump trucks and heavy equipment, Contract No. CS92-01-M1A.
Account No. 2440-0010-LL.
Messrs. Kerins and Glavin recommend -
1. Rejection of the low bid that of Mass Hydraulic Sales and Services as the firm does not meet prescribed qualifications.
2. Acceptance of the next low bid, that of Tech Hydraulics, Inc., of $20.00 per hour with a parts discount of 25%.
(Maximum Obligation $20,000.00).
The Commission V O T E D: to reject the low bid of Mass Hydraulic Sales and Services as recommended by Messrs. Kerins and Glavin.
The Commission further V O T E D: to accept the next low bid, that of Tech Hydraulics, Inc., of $20.00 per hour with a parts discount of 25%.

2. At this point, Commissioner Bhatti read into the Record the following Official Citation which was presented to the Commission on August 13, 1992 by Michael J. McGlynn, Mayor of the City of Medford -

CITY OF

MEDFORD, MASSACHUSETTS

CENTENNIAL CELEBRATION COMMITTEE

OFFICIAL (seal) **CITATION**

Samuel C. Lawrence
Mayor - 1892

Michael J. McGlynn
Mayor - 1992

Know ye by all these presents
that the Mayor and the Members of the
Centennial Celebration Committee,
on behalf of the citizens of Medford,
one of America's earliest settlements,
founded in 1630, incorporated a City in 1892,
express our sincerest gratitude to:

ILYAS BHATTI, COMMISSIONER
METROPOLITAN DISTRICT COMMISSION

in recognition of:
Your efforts to celebrate
One Hundred Years of Medford History

The Centennial Celebration Committee
expresses the hope for future good fortune
and continued success in all endeavors

In testimony whereof, I have hereunto
set my hand and caused to be affixed,
the Seal of the City of Medford.

(Seal of the City
of Medford)

Given this 13th day of August, 1992, at the
Medford City Hall, Medford, Massachusetts

/s/ **Michael J. McGlynn**

MICHAEL J. McGLYNN
MAYOR

The following matter was placed on the agenda for the information of the Commission:

1. The following schedules were approved for payment by the Commissioner during the period from August 3, 1992 to August 10, 1992.

Expenditures $331,642.75

Adjourned at 11:45 a.m., to meet on Thursday, August 27, 1992 at 11:00 a.m., at the Quabbin Reservoir Administration Building, Belchertown, Massachusetts.

William F. Cronin
Secretary

Record of the Three Thousand Six Hundred and Twenty First (3621st) meeting of the Metropolitan District Commission duly called and held at the Quabbin Administration Building, Belchertown, Massachusetts, on Thursday, August 27, 1992 at 11:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Elkort, Landers and Settles.

The Secretary submitted for signature the following papers which were signed by the Commissioner and three Associate Commissioners:

1. Second Amendment, dated August 27, 1992, to Contract-Agreement No. WM92-001-X1A, with Revet Laboratories, Inc., for Laboratory Services.

2. Contract-Agreements, dated August 27, 1992, with Fred J. Fijal, Waste Management of Central Mass. and Pioneer Valley Rubbish and Waste Disposal, Inc., d/b/a/ Wood Enterprise, for Non-Hazardous Waste (Rubbish) Removal Services for Fiscal Year 1993.

3. Contract-Agreements, dated August 27, 1992, with Arthur R. Coolidge, Doris E. Cornwell, Glen M. Dickson, John Guzik, Dennis S. Moore, Kathryn R. Murdock, Gerald A. Prizio, David Rota, and Worcester Horticultural County Citizens, for Rain Gauge Observer Services, Fiscal Year 1993.

Action was taken upon the following matters relating to the Watershed Management Division:

4. Report of Messrs. McGinn and Robert O'Connor, August 19, submitting for approval the following requests relative to the 1992 Quabbin Reservation Deer Hunt -
   1. Revisions to the 1991 Quabbin Reservation White-Tailed Deer Impact Management Plan as outlined in the Report and further outlined in the Quabbin Reservation, Controlled Deer Hunt Program, Preliminary Evaluation of 1991 Program/Recommendations for 1992 Program.
   2. Closure of the Pelham Area, Gates 3A - 16A and all lands marked as "Pelham" on Map 1, to all persons except those with official MDC access permits, beginning Sunday, November 29 and effective through December 8, 1992.
   3. Access to the Prescott Peninsula by persons with official MDC access permits for the purpose of the controlled hunt from November 2 through November 21.

   The Commission V O T E D: Approval of the revisions to the 1991 Quabbin Reservation White-Tailed Deer Impact Management Plan as outlined in the Report and further outlined in the Quabbin Reservation, Controlled Deer Hunt Program, Preliminary Evaluation of 1991 Program/Recommendations for 1992 Program.
   The Commission further V O T E D: Approval of the closure of the Pelham Area, Gates 3A - 16A and all lands marked as "Pelham" on Map 1, to all persons except those with official MDC access permits, beginning Sunday, November 29 and effective through December 8, 1992.
   The Commission further V O T E D: Approval of Access to the Prescott Peninsula by persons with official MDC access permits for the purpose of the controlled hunt from November 2 through November 21, 1992.

5. Report of Messrs. McGinn and Kane, August 20, requesting the following on Contract-Agreement No. WM86-004-S1B, with Camp Dresser & McKee, Inc., (CDM), for Stage II, Investigation of Three Water Supply Dams -
   1. Approval of the findings and recommended course of action presented by the Consultant (CDM), in their June 16, 1992 report to the Commission.
   2. Authorization for the Division to proceed with design of the recommended alternatives, including the required Contract-Agreement with CDM, to produce the necessary Design and Construction Documents and Construction Services.

   Estimated Cost of the Amendment $50,000.00.
   Account No. 2420-7880.
   The Commission V O T E D: to approve the findings and recommended

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course of action presented by the Consultant (CDM), in their June 16, 1992 report to the Commission.
The Commission further V O T E D: to authorize the Division to proceed with design of the recommended alternatives, including the required Contract-Agreement with CDM, to produce the necessary Design and Construction Documents and Construction Services, as recommended by Messrs. McGinn and Kane in their report of August 20, 1992.

1. Report of Messrs. McGinn and Kane, August 20, recommending the following on Contract-Agreement No. WM93-059-S1A, with GZA GeoEnvironmental, Inc., for Emergency Investigation - Potential Piping Sudbury Dam -
(a) That work be accepted as completed as of June 19, 1992.
(b) That Estimate No. 1 (Final), in the amount of $3,597.91, be approved for payment.
(c) That reserve, in the amount of $399.77, be approved for payment.
(Basis of Award - $4,000.00)
(Total to Date - $3,997.68)
(Contract Administration Rating - 9.00 - with 10.00 being excellent)
(EEO Compliance - N/A)
The Commission V O T E D: that the work of GZA GeoEnvironmental, Inc., Consultant under Contract-Agreement No. WM93-059-S1A, for Emergency Investigation - Potential Piping Sudbury Dam, be and hereby is accepted as completed as of June 19, 1992.
The Commission further V O T E D: to approve Estimate No. 1 (Final), in the amount of $3,597.91, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $399.77, for payment.

The following matter was placed on the agenda for the information of the Commission:

2. The following schedules were approved for payment by the Commissioner during the period from August 10, 1992 to August 17, 1992.

Expenditures $511,790.82

Adjourned at 12:45 p.m., to meet on Thursday, September 3, 1992 20, 1992, at MDC Headquarters Building, 20 Somerset Street, Boston, Massachusetts, at 10:00 a.m.

William F. Quirk
Secretary

Record of the Three Thousand Six Hundred and Twenty Second (3622nd) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, September 3, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Landers and Settles.

The Records of the Commission Meetings held on July 23, 1992 and August 6, 1992, were read and approved.

The Secretary submitted for signature the following paper which was signed by the Commissioner and four Associate Commissioners:

1. Contract-Agreement, dated September 3, 1992, with Woodward-Clyde Consultants, for Quabbin Reservoir Seismic Stability Study, Ware/Belchertown, Massachusetts.

2. Contract No. P92-1652-C1A, dated September 3, 1992, with D & R General Contracting, Inc., for Repairing/Replacing Bituminous and Cement Concrete Sidewalks at Various Locations throughout the Metropolitan District.

Action was taken upon the following matters relating to the Engineering and Construction Division:

3. Report of Messrs. Faucher and Abounaja, August 20, recommending approval of Extra Work Order No. 6, in the amount of $1,089.53, for furnishing and installing a pressure reducing valve for the parks irrigation system, on Contract No. P89-1556-C1A, with John Mahoney Construction/Whittier Equipment Corp. (joint venture), for Old Harbor Park, Dorchester Shores Reservation.
Funding from Account No. 2440-8885.
The Commission V O T E D: to approve Extra Work Order No. 6, in the amount of $1,089.53.

4. Report of Messrs. Faucher and Solimine, August 18, recommending approval of an Amendment for an increase in the design upset limit by $88,800.00, resulting in a new upset limit of $1,437,676.00, on Contract-Agreement No. P82-1047-D1G, with Howard Needles Tammen & Bergendoff, for Reconstruction/Rehabilitation of the Lynnway and General Edwards Bridge.
Funding from Account No. 2490-0009.
The Commission V O T E D: Approved.

5. Report of Mr. Faucher and Mrs. Graves-Jones, August 20, recommending the following on Contract No. P92-1635-M1A, with Markings Inc., for Installation of Reflectorized Pavement Markings on Parkways and Roadways of the MDC at Various Locations -
(a) A revision in quantities on Item No. 003-010 - 4" Reflectorized Line (Thermoplastic) - $12,000.00.
(b) Extra Work Order No. 1 - Abrading - $ 3,707.60.
Account No. 2444-9001-NN.
The Commission V O T E D: to approve the revision in quantities as recommended by Mr. Faucher and Mrs. Graves-Jones.
The Commission further V O T E D: to approve Extra Work Order No. 1, in the amount of $3,707.60.

6. Report of Messrs. Faucher and Higgott, June 10, recommending the following on Contract-Agreement No. P80-0844-D2A, with SEA Consultants Inc., for Design for the Rehabilitation of the Mill Pond and Duck Pond Dams, Beaver Brook Reservation - Reach II and III, Belmont and Waltham -
(a) An increase of $18,299.00, resulting in a new upset limit of $167,890.72.
(b) An extension of time from October 15, 1992 to October 31, 1993.
Funding from Account No. 2410-8802.
The Commission V O T E D: Approved.

7. Report of Messrs. Faucher and Giella, August 28, recommending approval of Extra Work Order No. 4, in the amount of $4,213.00, for installation of additional bank stabilization to prevent

erosion, on Contract No. P85-1342-C1A, with C. J. Mabardy, Inc., for Construction of Riverwalk Park, Waltham.
Funds available in Account No. 2449-7350.
The Commission V O T E D: to approve Extra Work Order No. 4, in the amount of $4,213.00.

1. Report of Messrs. Faucher and Giella, August 28, recommending approval of Extra Work Order No. 5, in the amount of $16,936.15, for installation of additional property line fencing needed for security, on Contract No. P85-1342-C1A, with C. J. Mabardy, Inc., for Construction of Riverwalk Park, Waltham.
Funds available in Account No. 2449-7350.
The Commission V O T E D: to approve Extra Work Order No. 5, in the amount of $16,936.15.

Action was taken upon the following matters relating to the Office of Real Property:

2. Report of Mr. Gray, August 31, recommending that the Commission adopt an order of taking for approximately 12 acres of land owned by Sylvia A. Gray, et al, located in the Town of New Salem, Massachusetts, in order to confirm the original order of taking dated June 4, 1992, and recorded with Franklin County Registry of Deeds in Book 2661, Page 121, on June 24, 1992, and to approve an award of damages in the amount of $72,500.00, which vested on said date of recording.
The Commission V O T E D: to adopt an order of taking for approximately 12 acres of land owned by Sylvia A. Gray, et al, located in the Town of New Salem, Massachusetts, in order to confirm the original order of taking dated June 4, 1992, and recorded with Franklin County Registry of Deeds in Book 2661, Page 121, on June 24, 1992.
The Commission further V O T E D: to approve an award of damages in the amount of $72,500.00, which vested on said date of recording.

3. Report of Mr. Gray, August 28, recommending that the Commission declare a certain parcel of land and the boathouse and improvements thereon, and the docks, floats and piers associated therewith, situated in Cambridge, Middlesex County, Massachusetts, and now known as the Boston University Boathouse, as surplus to the needs of the Metropolitan District Commission, in accordance with the provisions of Chapter 82 of the Acts of 1990 and that said declaration of surplus is conditioned upon the terms and provisions of that draft of a lease instrument dated August 28, 1992, as negotiated by and between representatives of this Commission and Trustees of Boston University.
The Commission V O T E D: to declare a certain parcel of land and the boathouse and improvements thereon, and the docks, floats and piers associated therewith, situated in Cambridge, Middlesex County, Massachusetts, and now known as the Boston University Boathouse, as surplus to the needs of the Metropolitan District Commission, in accordance with the provisions of Chapter 82 of the Acts of 1990 and that said declaration of surplus is conditioned upon the terms and provisions of that draft of a lease instrument dated August 28, 1992, as negotiated by and between representatives of this Commission and Trustees of Boston University.

4. Report of Mr. Gray, August 31, recommending that the Commission declare a certain parcel of land located in the City of Quincy, Norfolk County, Massachusetts, comprising approximately 76,404 square feet, as surplus to the needs of the Metropolitan District Commission, in accordance with the provisions of Chapter 479 of the Acts of 1991.
The Commission V O T E D: to declare a certain parcel of land located in the City of Quincy, Norfolk County, Massachusetts, comprising approximately 76,404 square feet, as surplus to the needs of the Metropolitan District Commission, in accordance with the provisions of Chapter 479 of the Acts of 1991.

5. At this point, the Commission heard testimony given by David H. Morse, President of the Friends of the Blue Hills; David P.

Hodgdon, Executive Director of Friends of the Blue Hills and Tom Palmer, Chairman, Flora/Fauna, Friends of the Blue Hills relative to their concerns with the Permit between the MDC and Green Meadows Farm, LTD, for a petting farm in the Blue Hills Reservation.
Following a lengthy discussion concerning all aspects of the Permit, Commissioner Bhatti stated that he would meet with appropriate staff and at that time all of the concerns expressed by the Friends of the Blue Hills will be further addressed.

The following matter was placed on the agenda for the information of the Commission:

The following schedules were approved for payment by the Commissioner during the period from August 17, 1992 to August 24, 1992.

Expenditures $217,158.82

Adjourned at 1:05 p.m., to meet on Thursday, September 10, 1992 at 10:00 a.m.

William L. Carlson
Secretary

Record of the Three Thousand Six Hundred and Twenty Third (3623rd) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, September 10, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort and Landers.

The Records of the Commission Meetings held on August 13, 1992 and August 20, 1992, were read and approved.

The Secretary submitted for signature the following paper which was signed by the Commissioner and three Associate Commissioners:

1. Contract No. P92-1646-C1A, dated September 10, 1992, with J. M. Cashman, Inc., for John J. Beades Drawbridge Repair, South Boston.

Action was taken upon the following matters relation to the Engineering and Construction Division:

2. Report of Messrs. Faucher and Mayhew, August 28, recommending approval of Extra Work Order No. 1, in the amount of $2,979.37, for repair of vandalism to the Carson Beach Bathhouse, on Contract No. P92-1649-C1A, with Allied Weatherproofing Co., Inc., for Securing the Carson Beach Bathhouse.
Account No. 2440-8819.
The Commission V O T E D: to approve Extra Work Order No. 1, in the amount of $2,979.37.

3. Report of Mr. Faucher and Miss Peterson, September 3, on bids for Craigie Drawbridge Deck Replacement, Boston, Contract No. P82-1051-C3A. Account No. 2490-0012.
(Mr. Faucher and Miss Peterson recommend acceptance of the lowest bid received, that of Narayana Construction Corp., Inc., of $887,730.00).
The Commission V O T E D: to accept the lowest bid received, that of Narayana Construction Corp., Inc., of $887,730.00.

4. Report of Messrs. Faucher and Lenhardt, September 4, submitting for approval Work Schedule, Project Summary and Project Justification and requesting permission to advertise, subject to EOEA approval, Project No. P92-1660-D1A, for Design Services for Substructure Repair to the Neponset River Bridge, Boston and Quincy. Estimated Design Cost $200,000.00.
Account No. 2490-8881.
The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to advertise once approval is received from the Executive Office of Environmental Affairs.

Action was taken upon the following matter relating to the Watershed Management Division:

5. Report of Mr. McGinn, September 2, requesting approval and authorization for the Commissioner to execute a Contract, in an amount not-to-exceed $15,000.00, between the MDC and the Nashua River Watershed Association for the Wachusett Watershed Protection/Community Assistance Project.
Account No. 2420-1400.
The Commission V O T E D: Approved.
The Commission further V O T E D: to authorize Commissioner Bhatti to execute a contract between the MDC and the Nashua River Watershed Association for the Wachusett Watershed Protection/ Community Assistance Project.

Action was taken upon the following matter relation to the Reservations and Historic Sites Division:

6. Report of Mr. Broderick, September 4, submitting for approval and execution a Permit with the Massachusetts Audubon Society, for operation of the Trailside Museum, for the period from July 1, 1992 through June 30, 1994.
Associate Commissioner Landers noting that the maps of the Blue

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Hills Trailside Museum area and the Chickatawbut Hill Environmental Education Center, which were attached to each Permit, were not labeled for identification purposes, asked that Mr. Broderick do so prior to forwarding the executed Permit to the Massachusetts Audubon Society (MAS). In addition, she asked that the areas, as outlined in the maps of the Blue Hills Trailside Museum and the Chickatawbut Hill Environmental Education Center, be designated as either MDC or MAS responsibility.
The Commission V O T E D: Approved.
The Secretary then submitted for signature Permit, dated September 10, 1992, which was signed by the Commissioner and three Associate Commissioners.

Action was taken upon the following Various Matters:

1. Report of Mr. Wright, September 4, requesting that the Commission amend the vote of June 26, 1991, selecting E G & G Washington Analytical Services Center, Inc., for Sediment Geophysical Investigation of Quabbin and Wachusett Reservoirs, Contract-Agreement No. WM89-010-S1A, by increasing the not-to-exceed amount from $120,00000 to $145,724.81. Account No. 2420-7884.
Mr. Wright further requests that the Commission execute the Contract-Agreement.
Mr. McGinn explained in detail the reasons for the delay in processing the Contract-Agreement and for the increase in the not-to-exceed amount from $120,000.00 to $145,000.00.
The Commission V O T E D: to amend the vote of June 26, 1991, selecting E G & G Washington Analytical Services Center, Inc., for Sediment Geophysical Investigation of Quabbin and Wachusett Reservoirs, Contract-Agreement No. WM89-010-S1A, by increasing the not-to-exceed amount from $120,000.00 to $145,724.81, as requested by Mr. Wright in his report of September 4, 1992.
The Secretary then submitted for signature Contract-Agreement, dated September 10, 1992, E G & G Washington Analytical Services Center, Inc., which was signed by the Commissioner and two Associate Commissioners.
Associate Commissioner Landers did not participate in discussion, vote on this matter, nor sign the Contract-Agreement.

2. Report of Mr. Jewett, September 8, requesting that the Commission amend its vote of November 14, 1991, awarding Contract-Agreement No. WM90-007-S1A, for Quabbin Reservoir Seismic Stability Study Ware/Belchertown, Massachusetts, to Woodward Clyde Consultants, by increasing the cost plus fixed fee from $250,000.00 to $512,000.00. Account No. 2420-7880.
On questioning by the Commission, Mr. Kane stated that the original amount authorized by the Commission was based on a conceptual estimate from a Massachusetts Water Resources Authority's Consultant and was used to enter the project into the system in early 1989.
Since that time, he noted, it was necessary to incorporate additional investigatory explorations into the scope of work as a result of emergency seepage investigations in 1990 and 1991. It was also found that existing dams instrumentation was not functioning properly and required replacement as part of this Contract-Agreement.
Mr. Kane then stated that provisions have also been made to provide for any contingencies which may arise during the course of the project in order to avoid having to halt work during critical phases while returning to the Commission for further approval and processing of Contract Amendments resulting in increased cost and compromise to the accuracy of the geotechnical testing.
The Commission V O T E D: to amend its vote of November 14, 1991, awarding Contract-Agreement No. WM90-007-S1A, for Quabbin Reservoir Seismic Stability Study Ware/Belchertown, Massachusetts, to Woodward Clyde Consultants, by increasing the cost plus fixed fee from $250,000.00 to $512,000.00, as requested by Mr. Jewett in his report of September 8, 1992.

Adjourned at 11:40 a.m., to meet on Thursday, September 17, 1992 at 10:00 a.m.

William I. Cronin
Secretary

Record of the Three Thousand Six Hundred and Twenty Fourth (3624th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, September 17, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Landers and Settles.

The Records of the Commission Meeting held on August 27, 1992, were read and approved.

Action was taken upon the following matter relating to the Engineering and Construction Division:

1. Report of Messrs. Faucher and Giella, September 11, recommending approval of Extra Work Claim No. 1, in the amount of $48,617.06, for costs incurred by the contractor due to delay of land transfer from Nova Biomedical Company to MDC, on Contract No. P85-1342-C1A, with C. J. Mabardy, Inc., for Riverwalk Park, Waltham. Account No. 2449-7350.
Mr. Baratta explained that as a result of the land transfer delay, the Contractor incurred extra expenses for the services of sub-contractors, material suppliers and remobilization of his equipment and personnel.
Following a lengthy discussion, the Commission requested that the Division obtain further documentation from the Contractor to substantiate the Claim for the additional $48,617.06.
The Commission V O T E D: to approve the request, subject to receipt of the aforementioned documentation.
The Commission V O T E D: to waive the provisions of Article XVIII relative to Claims for Payment for Extra Work and approve Extra Work Claim No. 1, in the amount of $48,617.06, for costs incurred due to delay of land transfer from Nova Biomedical Company to MDC.

Hearing:

2. Report of Mr. Jewett, September 8, concerning the request of Sciaba Construction Corporation to appear before the Prequalification Appeal Board (the Commission) concerning the denial of the renewal of its prequalification by the Prequalification Committee.
Mr. Jewett reviewed with the Prequalification Appeal Board (the Commission) the reasons leading to the Prequalification Committee's vote to deny Sciaba Construction Corporation's application for prequalification renewal. He noted that the decision was reached primarily due to unsatisfactory progress and performance by Sciaba Construction Corporation on MDC Project No. P84-1276-C2B, Neponset River Bridge Rehabilitation, and also the poor performance rating given to Sciaba Construction Corporation in 1990 on Contract No. P87-1475-C1A, for a Handicapped Access Ramp at MDC Headquarters Building, 20 Somerset Street, Boston.
The Commission reviewed all documentation submitted and heard testimony given by Attorney Anthony J. Buccitelli of the Law Firm of Hinckley, Allen, Snyder and Comen, representing Sciaba Construction Corporation, in which he appealed the decision of the Prequalification Committee. Testimony was also given by Peter Ross, Vice President of Sciaba Construction Corporation, concerning the Neponset River Bridge Rehabilitation Project.
Following a lengthy discussion, Associate Commissioner Carr, noting the lack of complete information and chronology of events leading to Prequalification denial, moved that the matter be held over until the Commission Meeting of September 24, 1992. It was further requested that both MDC staff and Attorney Anthony J. Buccitelli prepare and deliver to the Secretary of the Commission by Monday, September 21, 1992, a complete file of information and chronology of events concerning the project and the prequalification denial.
The Commission V O T E D: Held Over.

The following matter was placed on the agenda for the information of the Commission:

The following schedules were approved for payment by the Commissioner during the period from August 24, 1992 to August 31, 1992.

Expenditures $1,040,859.52

Adjourned at 12:40 a.m., to meet on Thursday, October 1, 1992 at 10:00 a.m.

William F. Clark
Secretary

Record of the Three Thousand Six Hundred and Twenty Fifth (3625th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, October 1, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Landers and Settles.

The Records of the Commission Meeting held on September 3, 1992 were read and approved.

The Secretary submitted for signature the following paper which was signed by the Commissioner and four Associate Commissioners:

1. Contract-Agreement, dated October 1, 1992, with Fairbanks Morse Engine Division of Coltec Industries, Inc., to supply a senior service representative to provide technical direction to MDC personnel in repair of the Fairbanks Morse Diesel Engines at the Charles River Dam and the Amelia Earhart Dam.

The following paper was signed by the Commissioner and two Associate Commissioners on September 25, 1992:

2. Contract-Agreement dated September 25, 1992, with Bowditch & Dewey, Attorney at Law, for Watershed Protection Regulations Drafting.

Action was taken upon the following matters relating to the Engineering and Construction Division:

3. Report of Messrs. Faucher and Mayhew, September 10, recommending approval of an extension of time from July 31, 1992 to September 30, 1992, on Contract No. P90-1583-C1A, with L. V. Mawn, for Repairs to the Powder Magazine Roof, Georges Island, Boston Harbor, due to the need for additional time to procure replacement pavers and complete their installation.
(At no additional Contract cost).
The Commission V O T E D: to approve an extension of time from July 31, 1992 to September 30, 1992, as recommended by Messrs. Faucher and Mayhew in their report of September 10, 1992, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

4. Report of Messrs. Faucher and Brooks, August 28, recommending the following on Contract No. P92-1658-C1A, with John W. Egan Co., Inc., for Emergency Contract for Sandblasting and Repainting the Ryan Playground Wading Pool, River Street, Mattapan -
(a) That work be accepted as completed as of July 14, 1992.
(b) That Estimate No. 1 (Final), in the amount of $9,963.60, be approved for payment.
(c) That reserve, in the amount of $524.40, be approved for payment
(Basis of Award - $ 9,428.00)
(Amount to Date - $10,488.00)
(Contract Administration Rating - 4.50)
(EEO Compliance - N/A)
The Commission V O T E D: that the work of John W. Egan Co., Inc., Contractor under Contract No. P92-1658-C1A, Sandblasting and Repainting the Ryan Playground Wading Pool, River Street, Mattapan, be and hereby is accepted as completed as of July 14, 1992.
The Commission further V O T E D: to approve Estimate No. 1 (Final), in the amount of $9,963.60, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $524.40, for payment.

3. Report of Messrs. Faucher and Sacco, September 11, on bids for Replacement of the Aberjona River Bridge, Winchester, Contract No. P82-1128-C1A. Account No. 2490-8881.
(Messrs. Faucher and Sacco recommend acceptance of the low bid, that of E. T. & L. Construction Corp., of $969,537.00).
The Commission V O T E D: to accept the lowest bid, that of E. T. & L. Construction Corp., of $969,537.00.

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1. Report of Messrs. Faucher and Carrigan, September 16, on bids for Resurfacing of Parkways at Various Locations within the Metropolitan District, Contract No. P92-1651-C1A.
Account No. 2490-8915.
(Messrs. Faucher and Carrigan recommend acceptance of the low bid, that of Bardon Trimount, Inc., of $1,416,457.50).
The Commission V O T E D: to accept the lowest bid, that of Bardon Trimount, Inc., of $1,416,457.50.

2. Report of Messrs. Faucher and Higgott, September 14, recommending approval of the request of D. F. Frangioso & Co., Inc./D & R Equipment Co., Contractor on Contract No. P82-0A04-C2A, for United Waste Co. Dam, Mother Brook, Dedham, to engage the services of Fences by Baker, as sub-contractor for installation of metal railing, at a cost of $9,000.00 to the Contractor.
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Higgott in their report of September 14, 1992.

3. Report of Messrs. Faucher and Haider, September 14, submitting for approval Work Schedule, Project Summary and Justification and requesting permission to advertise Project No. P92-1657-C1A, for Replacement of Boiler System at Elm Bank Reservation, Horticultural Building, Dover, Massachusetts. Estimated Cost $15,500.00. Funding from Account No. 2440-7879.
The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to advertise.

4. Report of Messrs. Faucher and Carrigan, September 21, recommending approval of the following on Contract No. P84-1315-C7A, with D & R Contracting, Inc., for Resurfacing Sections of MDC Parkways - Various Locations - (Memorial Drive Viaduct).

Revisions in Quantities		
Item No. 002-010 Cold Planing	-	$16,200.00
Item No. 007-010 Bituminous Concrete	-	$37,200.00
Item No. 008-010 Bituminous Concrete for Drive/Patch	-	$ 6,500.00
Item No. 014-010 Pavement Trimming	-	$ 3,000.00
Item No. 033-010 Monthly Transportation Vehicle #1	-	$ 2,250.00
Total Cost of Revisions	-	$65,150.00

Extra Work Order No. 1, in the amount of $73,153.43, for repairs to deteriorated expansion joints on Memorial Drive Viaduct, and an extension of time from August 31, 1992 to November 30, 1992, due to additional time needed to complete the project. Account No. 2440-8915.
The Commission V O T E D: to approve the revisions in quantities as recommended by Messrs. Faucher and Carrigan in their report of September 21, 1992.
The Commission further V O T E D: to approve Extra Work Order No. 1, in the amount of $73,153.43.
The Commission further V O T E D: to approve an extension of time from August 31, 1992 to November 30, 1992, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

5. Report of Messrs. Faucher and Higgott, September 15, recommending approval of the following on Contract-Agreement No. P80-0844-D1A, with The Maguire Group, Inc., for Beaver Brook Flood Mitigation Program Reach I -
(a) An extension of time from January 1, 1993 to December 31, 1994, due to delay in start of construction.
(b) An increase in Contract-Agreement cost, in the amount of $2,768.22, due to salary escalation.
Funds available in Account No. 2410-8802.
The Commission V O T E D: to approve an extension of time from January 1, 1993 to December 31, 1994.
The Commission further V O T E D: to approve an increase in Contract-Agreement cost, in the amount of $2,768.22, as recommended by Messrs. Faucher and Higgott in their report of September 15, 1992.

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by Messrs. Faucher and Higgott in their report of September 15, 1992.

Action was taken upon the following matters relating to the Watershed Management Division:

1. Report of Mr. McGinn, September 17, requesting preliminary approval of a Contract for Consultant Services to Draft Model Bylaws for Watershed Protection for use by Communities in the Quabbin, Ware River and Wachusett Watersheds. Maximum Obligation $15,000.00. Time for Performance will be nine months. Account No. 2420-1400.
The Commission V O T E D: Approved.

2. Report of Mr. McGinn and Ms. Austin, September 18, requesting approval of a Contract for Consultant Services to Provide Technical Assistance for Watershed Protection to Communities in the Quabbin, Ware River and Wachusett Watersheds. Maximum Obligation $10,000.00. Time for Performance will be nine months. Account No. 2420-1400.
The Commission V O T E D: Approved.

3. Report of Mr. McGinn and Ms. Austin, September 16, recommending approval of Amendment to Contract-Agreement No. WM92-001-X1A, with Revet Laboratories, for Laboratory Services, which increases the upset limit from $25,000.00 to $50,000.00, due to the need to collect source water quality samples through the end of the fiscal year, as required by Agreements with the DEP and MWRA. Account No. 2420-1400.
The Commission V O T E D: Approved as recommended by Mr. McGinn and Ms. Austin in their report of September 16, 1992.

4. Report of Mr. McGinn, September 18, recommending authorization for the Commissioner to issue an amended Permit to the Town of Southborough and the Fay School, jointly to allow joint use of the Middle Road site, as authorized on July 13, 1954, subject to such terms and conditions as may be deemed appropriate by the Division, and subject to review by the MDC Office of General Counsel.
The Commission V O T E D: Approved.

5. Report of Messrs. McGinn and Robert O'Connor, September 23, on proposals for the purchase of forest products on Quabbin, Ware River and Wachusett Watersheds.
The Commission V O T E D: to accept the highest qualified bid, that of Straw Hollow Kennels & Farm, of $1,206.40; to purchase approximately 5,666 board feet of timber and 54 cords of firewood on Timber Sale No. 100 - Wachusett Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Sawyer's Trucking, of $1,920.00; to purchase approximately 5,115 board feet of timber and 117 cords of firewood on Timber Sale No. 101 - Wachusett Reservoir Watershed.
The Commission further V O T E D: not to accept the only bid received, that of New England Cordwood, of $2,448.00; to purchase approximately 36,210 board feet of timber, 328 cords of firewood and 24 cords in tops, inasmuch as this offer falls below the fair market value for this timber on Timber Sale No. 622 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Scott Chaffee, of $8,248.00; to purchase approximately 95,650 board feet of timber on Timber Sale No. 624 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Leclerc & Son, of $11,580.90; to purchase approximately 118,605 board feet of timber and 79 cords of firewood on Timber Sale No. 625 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Scott Chaffee, of $8,104.00; to purchase approximately 93,740 board feet of sawlogs and 14 cords of firewood on Timber Sale No. 626 - Quabbin Reservoir Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Leclerc & Son, of $5,638.82; to purchase approximately 87,450 board feet of timber on Timber Sale No. 627 - Quabbin Reservoir Watershed.

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The Commission further V O T E D: to accept the only qualified bid, that of Jepson Brothers, of $8,025.00; to purchase approximately 170,735 board feet of timber, 136 cords of firewood and 225 tons of whole tree wood on Timber Sale No. 171AA - Ware River Watershed.
The Commission further V O T E D: to accept the only qualified bid, that of Ellsworth Sawmill, of $3,105.00; to purchase approximately 36,120 board feet of timber and 47 cords of firewood on Timber Lot No. 196 - Ware River Watershed.
The Commission further V O T E D: to accept the only bid, that of Philip Stevens, of $534.00; to purchase approximately 12,550 board feet of timber and 234 cords of firewood on Timber Lot No. 198 - Ware River Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Jepson Brothers, of $4,025.00; to purchase approximately 65,760 board feet of timber and 81 cords of firewood on Timber Lot No. 199 - Ware River Watershed.
The Commission further V O T E D: to accept the highest qualified bid, that of Sawyer's Trucking, of $12,670.00; to purchase approximately 50,660 board feet of timber and 517 cords of firewood on Timber Lot No. 200 - Ware River Watershed.

Action was taken upon the following matter relating to the Recreational Facilities and Programs Division:

1. Report of Ms. Connolly, September 23, requesting approval of a service contract with Boston Saw and Knife Corp., for Sharpening Zamboni Knives and Thompson Ice Edger Blades - including pick-up and delivery - at a cost of $10,000.00. Time for Performance will be six months. Funding from Account No. 2440-0010.
The Commission V O T E D: Approved.

Action was taken upon the following Various Matters:

2. Report of Messrs. Baratta and Jackson, September 11, requesting approval for the Office of Landscape Architecture to procure consultant services for the Design of Improvements to Msgr. Francis A. Ryan Memorial Playground, Mattapan.
Contract-Agreement No. P93-1661-D1A. Estimated Cost $50,000.00.
Account No. 2440-7885.
The Commission V O T E D: Approved as recommended by Messrs. Baratta and Jackson in their report of September 11, 1992.

3. Report of the Concession Selection Committee, September 24, relative to the award of certain skating rink concessions for the 1992-1993 and 1993-1994 skating seasons.
The Commission V O T E D: to award the following skating rink concessions for the 1992-1993 and 1993-1994 skating seasons:

LOCATION	CONCESSIONAIRE	PERMIT FEE
Anthony A. Loconte Rink, Veterans Memorial Parkway, Medford	Medford Youth Hockey	$1,550.00 per season - plus $65.00 per month for utilities.
Paul W. Cronin Arena Revere Beach Parkway Revere	Revere Youth Hockey	$1,450.00 per season - plus $65.00 per month for utilities.
Francis L. Murphy Rink William J. Day Blvd. South Boston	South Boston Youth Hockey	$1,100.00 per season - plus $65.00 per month for utilities.
Allied Veterans Recreational Center Elm Street Everett	Everett Youth Hockey	$1,000.00 per season - plus $65.00 per month for utilities.
Alexander S. Bajko Rink Turtle Pond Parkway Hyde Park	Hyde Park Youth Hockey	$900.00 per season - plus $65.00 per month for utilities.

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LOCATION	CONCESSIONAIRE	PERMIT FEE
Robert M. Devine Rink Morrissey Boulevard Dorchester	Neponset Youth Hockey	$750.00 per season - plus $65.00 per month for utilities.
Emmons-Horrigan-O'Neil Rink Rutherford Avenue Charlestown	Charlestown Youth Hockey	$400.00 per season - plus $20.00 per month for utilities.
Rev. Romano Simoni Rink Gore Street Cambridge	Cambridge Youth Hockey	$300.00 per season - plus $20.00 per month for utilities.
Max Ulin Rink Unquity Road Milton	Milton Youth Hockey	$1,450.00 per season - plus $65.00 per month for utilities.
William T. Shea Rink Willard Street Quincy	Marie & Rene Lumaghini	$1,294.00 per season - plus $65.00 per month for utilities.
John W. Flynn Rink Woodland Road Medford-Stoneham	William Asaro	$1,700.00 per season - plus $65.00 per month for utilities.
Msgr. William J. Daly Rink Nonantum Road Newton - Brighton	K & R Foods	$3,500.00 per season - plus $65.00 per month for utilities.

1. Report of Messrs. Baratta and Jackson, September 22, submitting for approval Work Schedule, Project Summary and Project Justification and requesting permission to advertise Project No. P92-1628-C2A, for 1993 Parkway Landscape Improvements. Estimated Cost - $400,000.00.
Funding is available in Account Nos. 2490-8915 and 2450-1093.
The Commission V O T E D: Approved.
The Commission further V O T E D: Permission to advertise.

2. Report of Mr. Rock, September 24, requesting approval of a Contract-Agreement with National Window Cleaning Services, to perform one window cleaning service at 20 Somerset Street, in the amount of $940.00. Funding is available in Account No. 2440-0010.
The Commission V O T E D: Approved.

Hearing:

3. Report of Mr. Jewett, September 8, concerning the request of Sciaba Construction Corporation to appear before the Prequalification Appeal Board (the Commission) concerning the denial of the renewal of its prequalification by the Prequalification Committee.
Mr. Jewett explained that the Commission, at its Meeting of September 17, 1992, requested complete information and a chronology of events leading to Prequalification denial, and moved that the matter be held over until the Commission Meeting of September 24, 1992. At that time, the Commission also requested that both MDC staff and Attorney Anthony J. Buccitelli of Counsel with the Law Firm of Hinckley, Allen, Snyder and Comen, representing Sciaba Construction Corporation, prepare and deliver the requested information to the Secretary of the Commission by Monday, September 21, 1992. Mr. Jewett then explained that the Commission Meeting of September 24, 1992 was cancelled due to scheduling problems. However, the documents which were requested from Attorney Buccitelli were not received until Tuesday, September 29, 1992.
Mr. Jewett then noted that additional information was received from Attorney Buccitelli just prior to this morning's Commission Meeting. Mr. Jewett stated that he was unable to review the material and distribute it to the Commission with such short notice.

The Commission then heard testimony given by Attorney Buccitelli in which he once again appealed the decision of the Prequalification Committee. Attorney Buccitelli then presented to the Commission Secretary, for the Record, a file of Exhibits No. S-1 to S-33, regarding the Neponset River Bridge Rehabilitation Project - Contract No. P84-1276-C2B.
Testimony was also given by Peter Ross, Vice President of Sciaba Construction Corporation, in which he explained that he did not attend the Pre-Bid conference because he thought he understood what was required under terms of the Contract. He then corrected this remark by stating that he knew what was expected by the Commission under terms of the Contract. He then spoke of the procedure used by Sciaba Construction Corporation when bidding on a project.
At this point, Attorney Buccitelli posed a series of questions concerning the Prequalification process which were answered by Mr. Jewett.
Following a lengthy discussion, on motion of Associate Commissioner Carr, the Prequalification Appeal Board (The Commission) V O T E D: to temporarily remove the denial of Prequalification to Sciaba Construction Corporation (Sciaba) pending a complete review of all data submitted by staff and Sciaba concerning the Neponset River Bridge Rehabilitation Project - Contract No. P84-1276-C2B. Upon completion of the data review, the matter will once again be placed on the Commission Agenda, for a final decision by the Prequalification Appeal Board.

1. Report of Mr. Jewett, September 18, concerning the request of Traffic Markings, Inc., to appear before the Prequalification Appeal Board (the Commission), to appeal denial of its prequalification by the Prequalification Committee.
Mr. Jewett explained that the Contractor through his Attorney, in a letter dated September 30, 1992, has requested that the scheduled Hearing before the Prequalification Appeal Board be continued until October 15, 1992.
The Commission V O T E D: to Hold Over the matter and to reschedule the Appeal Hearing for the Commission Meeting of October 22, 1992.

2. Report of Mr. Guidoboni, September 24, on petition of COM/Energy Steam Company, for Grant of Location for approximately 750 feet of Steam Line on MDC property in the City of Cambridge, Massachusetts on Western Avenue, subject to the terms and conditions and any other provisions the Commission may prescribe.
The Commission ORDERED: Grant of Location to COM/Energy Steam Company to install 750 linear feet of steam line to be used for the delivery of steam over MDC property from Western Avenue and its Bridge between Memorial Drive, Cambridge and Soldiers Field Road, Boston.
In the opinion of this Commission that public convenience and necessity so require, said COM/Energy Steam Company is hereby granted a location for said steam line in Western Avenue from Memorial Drive, Cambridge to Soldiers Field Road, Boston, to the extent and upon the terms and conditions and obligations hereinafter specified, the same being such as the public necessity and a due regard for the rights of the Commonwealth require, namely:
1. COM/Energy Steam Company shall conform to all provisions of law applicable to the exercise of the rights and performance of the work under this grant and to the rules and regulations of the Metropolitan District Commission.
2. COM/Energy Steam Company shall do the work of installing the underground steam line, in the location hereby granted subject to the approval of the Acting Director of Permits for the Commission, as to time, manner and location and in all other respects.
3. COM/Energy Steam Company shall indemnify and save harmless the Commonwealth of Massachusetts and the Metropolitan District Commission from any damage it or they may sustain or be required to pay arising out of the exercise by said company or any of its employees in connection with the work done hereunder.

4. COM/Energy Steam Company shall protect and maintain all trees, drainage, or water pipes, and all appurtenances or structures either above or below the surface of the ground over which the location lies, during and upon completion of the work shall restore the surface of the ground to a condition satisfactory to said Acting Director of Permits, for the Commission.
5. COM/Energy Steam Company shall take all possible measures during construction to reduce the impact on the area.
6. COM/Energy Steam Company shall place and maintain proper barriers at all times and from the beginning of twilight through the whole of every night sufficient lights to protect the public from injury or damage during the progress of the work under this grant or during repairs upon said steam line and work on the location which may hereafter become necessary.
7. COM/Energy Steam Company shall replace with new MDC approved lights, all eight Western Avenue Bridge street lights, at a cost to the Company of approximately $56,000.00.
8. COM/Energy Steam Company shall repave the Western Avenue Bridge, between Boston and Cambridge for a distance of 750 linear feet from curb to curb, including to the curb tangents of all effected intersections. The road surface shall be ground to a depth of 1½ to 2 inches as necessary to facilitate the repairing.
9. No work shall be done under this grant without first obtaining a permit therefor from said Acting Director of Permits; and subject to conditions imposed by him.

The following matters were placed on the agenda for the information of the Commission:

1. The following schedules were approved for payment by the Commissioner during the period from August 31, 1992 to September 7, 1992.

   Expenditures $2,064,768.01

2. The following schedules were approved for payment by the Commissioner during the period from September 7, 1992 to September 14, 1992.

   Expenditures $168,736.04

3. The following schedules were approved for payment by the Commissioner during the period from September 14, 1992 to September 21, 1992.

   Expenditures $429,672.37

Adjourned at 1:15 p.m., to meet on Thursday, October 8, 1992 at 10:00 a.m.

William F. Ryan
Secretary

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6th
.3, 1992

Record of the Three Thousand Six Hundred and Twenty Sixth (3626th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, October 8, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Landers and Settles.

The Records of the Commission Meeting held on September 10, 1992 were read and approved.

Action was taken upon the following matters relating to the Engineering and Construction Division:

1. Report of Messrs. Faucher and Mayhew, September 10, recommending approval of Extra Work Order No. 2, in the amount of $3,317.75, for furnishing additional replacement roof slate for the powder magazine roof, on Contract No. P90-1583-C1A, with L. V. Mawn Corporation, for Repairs to the Powder Magazine Roof, Georges Island, Boston Harbor. Account No. 2440-9884.
The Commission V O T E D: to approve Extra Work Order No. 2, in the amount of $3,317.75.

2. Report of Messrs. Faucher and DiPietro, October 1, recommending that the Commission grant approval to the Office of Real Property to solicit cost proposals for Appraisers and Title Examiners in conjunction with the U.S. Army Corps of Engineers' Town Brook Tunnel Project, Quincy, Massachusetts. Contract No. P82-0A02. Estimated Cost not-to-exceed $100,000.00. Account No. 2440-8840.
The Commission V O T E D: Approved as recommended by Messrs. Faucher and DiPietro in their report of October 1, 1992.

3. Report of Messrs. Faucher and Machado, October 5, recommending approval of an extension of time from August 31, 1992 to September 19, 1992, on Contract No. P84-1276-C2B, with Sciaba Construction Corp., for Rehabilitation of the Neponset River Bridge, for Extra Work Order No. 2 (Crash Attenuation Barrier), Extra Work Order No. 3 (work at Abutment D), and the replacement of a bearing at Pier No. 21, Stringer G-158, under Item No. 011-040 (Repair of Existing Bearing).
On recommendation of Mr. Baratta, citing the need for additional review of the request for the extension of time, The Commission V O T E D: to delete the Item from the Agenda.

4. Report of Messrs. Faucher and Giella, October 2, recommending approval of an extension of time from September 26, 1992 to November 25, 1992, on Contract No. P92-1630-C2A, with Boston Graving Dock Corp., for Removal of Tugboats from the Charles River Lower Basin, Boston, due to the delay in determining the final Disposition of the tugboat "Luna".
Commissioner Bhatti requested that Mr. Traficante, the Project Manager, update the Commission concerning the current status of the project.
The Commission V O T E D: to approve an extension of time from September 26, 1992 to November 25, 1992, as recommended by Messrs. Faucher and Giella in their report of October 2, 1992, to be effective, however, only upon receipt of the written consent of the bonding company, and on condition that no further request will be made for additional compensation.

Action was taken upon the following matter relating to the Watershed Management Division:

5. Report of Mr. McGinn, October 5, on bids for replacing an existing water line to the Walter Janowicz property in Sterling, necessitated due to Commission land acquisition.
Account No. 2420-1400.
(Mr. McGinn recommends acceptance of the lowest complete bid, that of Sterling Plumbing & Heating Co., Inc., of $3,075.00. Mr. McGinn further requests permission to verbally notify the Contractor to proceed with the project).
Following a discussion concerning the water line, Associate Commissioner Carr requested the following -

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on -)

1. That the Division pay for the water line out of land taking funds rather than the operating and maintenance account, if possible.
2. That the Division obtain a release from Mr. Janowicz stating that he will seek no further claims against the Commission for additional costs relating to the land taking.

The Commission V O T E D: to accept the lowest complete bid, that of Sterling Plumbing & Heating Co., Inc., of $3,075.00.
The Commission further V O T E D: Permission to Mr. McGinn to verbally notify the Contractor to proceed with the project.

Action was taken upon the following Various Matter:

1. Report of Mr. Wright, September 25, submitting for approval and signature the annual Contract with the City of Boston pertaining to the maintenance and operation of the James Michael Curley Recreational Facility, Day Boulevard, South Boston.
The Commission V O T E D: Approved.
The Secretary then submitted for signature Contract, dated October 8, 1992, with the City of Boston, which was signed by the Commissioner and four Associate Commissioners.

Hearing:

2. Report of Mr. Jewett, September 18, concerning the request of Traffic Markings, Inc., to appear before the Prequalification Board (the Commission), to appeal denial of its prequalification by the Prequalification Committee.
The Commission V O T E D: Held Over.

The following matter was placed on the agenda for the information of the Commission:

3. The following schedules were approved for payment by the Commissioner during the period from September 21, 1992 to September 28, 1992.

Expenditures $401,433.42

Adjourned at 11:50 a.m., to meet on Thursday, October 15, 1992 at 10:00 a.m.

William F. Auch
Secretary

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Record of the Three Thousand Six Hundred and Twenty Seventh (3627th) meeting of the Metropolitan District Commission duly called and held at 20 Somerset Street, Boston, Massachusetts, on Thursday, October 15, 1992 at 10:00 a.m.

Present, Commissioner Bhatti and Associate Commissioners Carr, Elkort, Landers and Settles.

Action was taken upon the following matters relating to the Engineering and Construction Division:

1. Report of Messrs. Faucher and Kirwin, September 21, recommending approval of a revision in quantities on Item No. 078-010, for traffic control services at a cost of $12,000.00, on Contract No. P92-1631-M1A, with Penachio Brothers Electrical Corp., for Maintenance of Street Lighting Systems of the MDC.
Funds available in Account No. 2444-9001-12.
The Commission V O T E D: Approved as recommended by Messrs. Faucher and Kirwin in their report of September 21, 1992.

2. Report of Messrs. Faucher and McCalla, September 16, recommending approval of a revision in quantities on Item No. 5, for material components and parts, at a cost of $15,000.00, on Contract No. P92-1643-M1A, with Coviello Electric and General Contracting Co., Inc., for Electrical Maintenance Work at Various Locations.
Funding available in Account No. 2440-0010-NN.
The Commission V O T E D: Approved as recommended by Messrs. Faucher and McCalla in their report of September 16, 1992.

3. Report of Messrs. Faucher and Carrigan, September 28, recommending the following on Contract No. P87-1425-C4A, with Boston Building and Bridge Corp., for Repairing/Replacing Bituminous and Concrete Sidewalks throughout the Metropolitan District -
(a) That work be accepted as completed as of July 31, 1992.
(b) That Estimate No. 9 (Final), in the amount of $3,784.80, be approved for payment.
(c) That reserve, in the amount of $680.86, be approved for payment.
(Basis of Award - $382,260.95)
(Amount to Date - $636,387.89)
(Contract Administration Rating - 2.50)
(EEO Compliance - 4.00)
The Commission noting the poor Contract Administration Rating of 2.50, asked that Mr. Jewett notify the Contractor of the Commission's dissatisfaction with the firm's performance. Mr. Jewett then stated that the poor performance could lead to future denial of prequalification of the Contractor by the Prequalification Committee.
Commissioner Bhatti spoke of the failure of Boston Building and Bridge Corp. to complete approximately 39% of the project. He then asked that the Division request an explanation in writing from the Contractor as to why all of the work as outlined in the Contract was not completed.
The Commission V O T E D: that the work of Boston Building and Bridge Corp., Contractor under Contract No. P87-1425-C4A, for Repairing/Replacing Bituminous and Concrete Sidewalks throughout the Metropolitan District, be and hereby is accepted as completed as of July 31, 1992.
The Commission further V O T E D: to approve Estimate No. 9 (Final), in the amount of $3,784.80, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $680.86, for payment.

4. Report of Messrs. Faucher and Haider, October 7, on bids for Furnishing and Installing a Gas Fired Heating and Air Conditioning System at the Ponkapoag Golf Course Club House, Canton. Contract No. P92-1659-CIA. Account 2440-0500.
(Messrs. Faucher and Haider recommend acceptance of the low bid, that of Carriere, Inc., of $91,785.00).
The Commission V O T E D: to accept the lowest bid, that of Carriere, Inc., of $91,785.00.

Action was taken upon the following matter relating to the Office of Real Property:

1. Report of Messrs. Gray and Hart, October 2, requesting the following on Consultant Contract No. R92-0003-L3A, with Schofield Brothers, Inc., for Professional Land Surveying Services for Watershed Lands Acquisition Program -
(a) That work be accepted as completed as of July 31, 1992.
(b) That Invoice No. 2 (Final), in the amount of $5,741.00, be approved for payment.
(c) That retainage, in the amount of $2,857.50, be approved for payment.
(Basis of Award - $28,575.00)
(Amount to Date - $28,575.00)
(Consultant Rating - Scale of 1.00 to 10 (10 being excellent) - 9.00.
The Commission V O T E D: that the work of Schofield Brothers, Inc., Consultant under Contract-Agreement No. R92-0003-L3A, for Professional Land Surveying Services for Watershed Lands Acquisition Program, be and hereby is accepted as completed as of July 31, 1992.
The Commission further V O T E D: to approve Invoice No. 2 (Final), in the amount of $5,741.00, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $2,857.50, for payment.

Action was taken upon the following Various Matters:

2. Report of Mr. Baratta and Ms. Pfetsch, October 8, recommending the following on Consultant Contract No. P92-1625-S1A, with Anderson-Nichols Company, Inc., for Facilities Inventory and Assessment, Stone Zoo -
(a) That work be accepted as completed as of June 30, 1992.
(b) That Invoice No. 6 (Final), in the amount of $1,981.96, be approved for payment.
(c) That reserve, in the amount of $3,607.96, be approved for payment.
(Basis of Award - $40,625.00)
(Amount to Date - $39,661.67)
(Consultant Rating - 4.00 - 5.00)
(EEO Compliance - N/A)
The Commission V O T E D: that the work of Anderson-Nichols Company, Inc., Consultant under Contract-Agreement No. P92-1625-S1A, be and hereby is accepted as completed as of June 30, 1992.
The Commission further V O T E D: to approve Invoice No. 6 (Final), in the amount of $1,981.96, for payment.
The Commission further V O T E D: to approve release of reserve, in the amount of $3,607.96, for payment.
Associate Commissioner Landers did not participate in discussion nor vote on this matter.

3. Report of Mr. Jewett, October 13, on behalf of the Prequalification Committee, recommending that the Commission deny the appeal of Sciaba Construction Corporation for prequalification.
Mr. Jewett, noting that nobody was representing Sciaba Construction Corporation (Sciaba) at today's Commission Meeting, stated that he spoke to Attorney Anthony J. Buccitelli, on Friday, October 9, 1992 and informed him that the Commission would most likely further discuss Sciaba's appeal at today's Commission Meeting at 11:15 A.M. and render a decision on its Prequalification Appeal.
Associate Commissioner Carr stated that he had reviewed all documents submitted by the MDC's Engineering and Construction Division and Sciaba Construction Corporation (Sciaba) and in his opinion, the painting of the stringers, on the Neponset River Bridge Rehabilitation Project - Contract No. P84-1276-C2B, was not outside the scope of the Contract.
Commissioner Bhatti noted that Sciaba did not take advantage of the opportunity to familiarize itself with the requirements of the Contract by attending the Pre-Bid Conference held by the Commission, prior to the bid submittal.
Associate Commissioner Carr then pointed out that all bidders, with the exception of Sciaba, were aware that 200,000 square feet of girders and stringers were to be painted under terms of the Contract. Sciaba also accepted sub-bids for painting the

structure which indicated that 200,000 square feet of bridge steel was to be painted.
Associate Commissioner Carr then noted that Sciaba should have proceeded with the project and then submitted a claim for payment to the Commission.
Commissioner Bhatti stated that in view of the evidence and documentation received from Sciaba and MDC staff, he did not see the necessity of negating the recommendation of the Prequalification Committee.
Following a lengthy discussion, the Prequalification Appeal Board (The Commission) V O T E D: to deny the appeal of Sciaba Construction Corporation for renewal of its prequalification and uphold the denial as recommended by the Prequalification Committee.

Hearing:

1. Report of Mr. Jewett, September 18, concerning the request of Traffic Markings, Inc., to appear before the Prequalification Board (the Commission), to appeal denial of its prequalification by the Prequalification Committee.
Mr. Jewett stated that he had a request from the Contractor's Attorney to delay the Hearing until the Commission Meting of October 29, 1992, due to scheduling problems.
The Commission V O T E D: Held Over.

The following matter was placed on the agenda for the information of the Commission:

2. The following schedules were approved for payment by the Commissioner during the period from September 28, 1992 to October 5, 1992.

Expenditures $412,241.91

Adjourned at 11:50 a.m., to meet on Thursday, October 29, 1992 at 10:00 a.m.

William F. Cusick
Secretary

WELLS BINDERY

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